

= 9 On behalf of We Are Ohio, I'm asking you to stand for workers in your district and our state and to stand against these out-of-state parties. I'm sure you would agree that Ohio elected officials should represent the people of Ohio, not out of state interests.

We Are Ohio was formed in 2011 when a similar threat to workers' security was passed by the Ohio General Assembly and signed into law by Governor Kasich. We asked the citizens to veto Senate Bill 5 that year and restore collective bargaining rights to public sector employees, and they responded with historic numbers.

Nearly 1.3 million Ohioans signed petitions to put the citizens veto on the ballot, 17,000 Ohioans volunteered for the campaign and, on Election Day, 2.1 million Ohioans voted to veto Senate Bill 5 by a 62-38 margin.

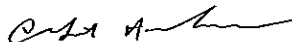
We Are Ohio has remained a force since then. We have held meetings all across the state, have a huge online presence and maintain a database and email list of nearly 1 million voters who agreed with us in 2011.

We believe that the prudent course here is for the legislature to steer away from any anti-worker laws, amendments or ballot initiatives and we ask for your support.

Governor Kasich has acknowledged that such legislation does not attract business to our great state.

I'm respectfully asking you to tell Representative Becker that his ideas are harmful and divisive and that we don't want history to repeat itself.

Sincerely,



= 9 Christopher Mabe
Chairman - We Are Ohio

We Are Ohio

545 E. Town St.

Columbus, OH 43215

= A

If you believe you received this message in error or wish to no longer receive email from us, please [unsubscribe](#).

From: Zielinski, Justin
Sent: Tuesday, December 19, 2017 4:05 PM
To: Rep48
Subject: FW: Say No To Anti-Worker Legislation

From: We Are Ohio [mailto:bounce@bounce.myngp.com] **On Behalf Of** We Are Ohio
Sent: Tuesday, December 19, 2017 4:02 PM
To: Zielinski, Justin <Justin.Zielinski@ohiohouse.gov>
Subject: Say No To Anti-Worker Legislation

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)



December 19, 2017

Dear Speaker Pro Tempore Schuring,

As Chairman of We Are Ohio, I am writing to ask you not to sign on as a co-sponsor to Representative John Becker's anti-worker legislation and to oppose Rep. Becker's efforts to hurt working families in your district and across Ohio.

Rep. Becker, we believe, is pursuing an anti-worker agenda pushed by out-of-state interests like the Koch brothers, Americans for Prosperity and the American Legislative Exchange Council (ALEC).

He has outlined six separate constitutional amendments that are all designed to hurt workers, lower wages, decrease safety in the workplace and cause further economic insecurity for the people that you serve.

On behalf of We Are Ohio, I'm asking you to stand for workers in your district and our state and to stand against these out-of-state parties. I'm sure you would agree that Ohio elected officials should represent the people of Ohio, not out of state interests.

We Are Ohio was formed in 2011 when a similar threat to workers' security was passed by the Ohio General Assembly and signed into law by Governor Kasich. We asked the citizens to veto Senate Bill 5 that year and restore collective bargaining rights to public sector employees, and they responded with historic numbers.

Nearly 1.3 million Ohioans signed petitions to put the citizens veto on the ballot, 17,000 Ohioans volunteered for the campaign and, on Election Day, 2.1 million Ohioans voted to veto Senate Bill 5 by a 62-38 margin.

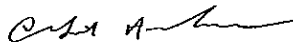
We Are Ohio has remained a force since then. We have held meetings all across the state, have a huge online presence and maintain a database and email list of nearly 1 million voters who agreed with us in 2011.

We believe that the prudent course here is for the legislature to steer away from any anti-worker laws, amendments or ballot initiatives and we ask for your support.

Governor Kasich has acknowledged that such legislation does not attract business to our great state.

I'm respectfully asking you to tell Representative Becker that his ideas are harmful and divisive and that we don't want history to repeat itself.

Sincerely,



Christopher Mabe
Chairman - We Are Ohio

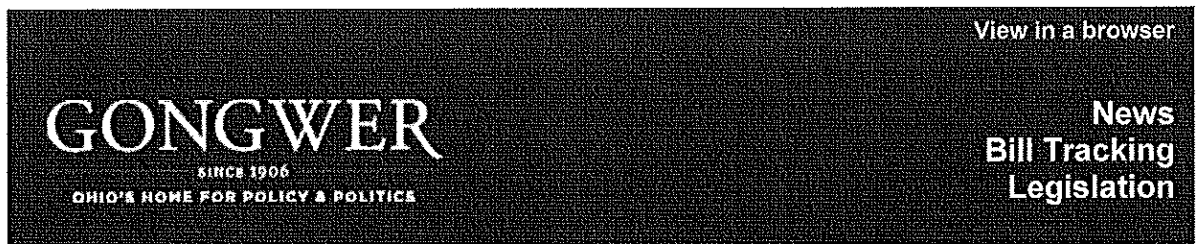
We Are Ohio
545 E. Town St.
Columbus, OH 43215

If you believe you received this message in error or wish to no longer receive email from us, please [unsubscribe](#).

From: gongwerreports@gongwer-oh.com on behalf of Gongwer News Service
[gongwerreports@gongwer-oh.com]
Sent: Thursday, December 21, 2017 12:00 PM
To: House_misc_html@gongwer-oh.com
Subject: House & Senate Floor Reports

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please unsubscribe



HOUSE ACTIVITY REPORT

INTRODUCED

HJR 7

UNION MEMBERSHIP (Becker, J., Riedel, C.)
Proposing to enact Section 22 of Article I of the Constitution of the State of Ohio to prohibit laws, rules, and agreements that require employees of public sector employers to join or pay dues to an employee organization and to prohibit employee organizations from representing nonmember public sector employees in employment-related matters.

HJR 8**UNION MEMBERSHIP (Becker, J., Riedel, C.)**

Proposing to enact Section 22 of Article I of the Constitution of the State of Ohio to prohibit laws, rules, and agreements that require employees of private sector employers to join or pay dues to an employee organization and to prohibit employee organizations from representing nonmember private sector employees in employment-related matters.

HJR 9**PREVAILING WAGE (Becker, J., Riedel, C.)**

Proposing to enact Section 43 of Article II of the Constitution of the State of Ohio to prohibit a public authority from requiring a contractor on a public improvement to pay the contractor's workers the prevailing rate of wages for work performed on the public improvement.

HJR 10**PROJECT LABOR AGREEMENTS (Becker, J., Riedel, C.)**

Proposing to enact Section 2 of Article XV of the Constitution of the State of Ohio to prohibit certain requirements or prohibitions regarding labor agreements in government contracts.

HJR 11**COLLECTIVE BARGAINING (Becker, J., Riedel, C.)**

Proposing to enact Section 12 of Article XV of the Constitution of the State of Ohio to subject any public employee collective bargaining representative to an annual election to remain certified as the exclusive representative.

HJR 12**UNION DUES (Becker, J., Riedel, C.)**

Proposing to enact Section 12 of Article XV of the Constitution of the State of Ohio to prohibit dues and other fees payable to an employee organization

from being deducted from the payroll check of a public employee and to prohibit those dues and fees from being used for political purposes unless authorized by the public employee.

HB 454

CEMETERY LOTS (Patterson, J., Arndt, S.)

To require a township to compensate the owner of certain unused cemetery lots and rights which the township reenters after lack of response from the owner.

= A

SENATE ACTIVITY REPORT

INTRODUCED

SB 246

= A STUDENT REMOVAL (Lehner, P., Manning, G.)

To enact the "SAFE Act" to revise the procedures for emergency removal of a student, to prohibit certain suspensions and expulsions of students in grades pre- kindergarten through three, to require each public school to implement a positive behavior intervention and supports framework in accordance with state standards, and to make an appropriation.

Please send all correspondence to gongwer@gongwer-oh.com. This mailbox is not regularly monitored.

[View as a Web Page](#)

Copyright 2017, Gongwer News Service/Ohio

17 S. High St., Suite 630, Columbus OH 43215

All Rights Reserved. This message and any attachments may not be forwarded or reproduced without
express permission from Gongwer News Service.

[unsubscribe](#)

From: Heartland Government Relations
Sent: Thursday, December 21, 2017 5:04 PM
To: Rep48
Subject: The Leaflet: The \$6 Trillion Albatross Around States' Necks

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)



The \$6 Trillion Albatross Around States' Necks

America's many public pension problems are well known to those involved in public policy, but the issues might be even worse than previously believed. Researchers at the American Legislative Exchange Council (ALEC) report in a new study, titled Unaccountable and Unaffordable 2017, unfunded public pension liabilities (the amount of present liabilities that exceeds current assets) total more than \$6 trillion across the 50 states. That amounts to \$18,676 for each U.S. resident. This is due to many factors, including low contribution rates, overly generous benefits, automatic cost of living adjustments (COLAs), unrealistic assumed return rates, and states borrowing too much money to cover other expenditures. The ALEC study examines more than 280 state-administered public pension plans and reports each state's unfunded pension liabilities using a realistic assumed rate of return of 2.142 percent on investments—instead of the 7.34 unweighted rate averaged from states' current plans. Three metrics used to judge the health of states' pension systems are highlighted: total unfunded liability, unfunded liabilities per capita, and the funding ratio—the most important measure.

According to ALEC, with a funding ratio of 61.5 percent, Wisconsin has the best managed pension system. Second in line is South Dakota, at 48.1 percent. The researchers attribute Wisconsin's relatively high funding ratio to the state's hybrid pension model, which includes

elements of both a traditional defined-benefit plan and a defined-contribution model. Retirement plans in the private sector are usually defined-contribution plans, such as a 401(k) or 403(b), which rely heavily on stock market performance and other financial instruments.

The three least-funded states in the study are Illinois (23.3 percent), Kentucky (20.9 percent), and Connecticut (19.7 percent). Each of these states experienced a dip in their funding ratios compared to 2016. Connecticut's dead-last ranking is not surprising. It is "one of four states to set retiree benefits through collective bargaining and is unique in that the legislature does not have to consent to contracts for them to go into effect." The state also uses an assumed rate of return of 8 percent, which paints an extremely unrealistic picture of the pension system's financial solvency.

Kentucky Gov. Matt Bevin (R) has expressed interest in ending the use of defined-benefit pensions in his state. He would replace them with 401(k)-like plans for new public employees and current ones who choose to transfer their old pensions. Bevin has also proposed lowering the assumed return rate, which is currently 6.75 percent. Low investment returns, COLAs, and state contribution shortfalls primarily led to Kentucky's pension crisis. The pension problems were partially addressed by the state's 2013 bi-partisan reforms, which the Bluegrass State is likely to consider reforming again in 2018.

Illinois is the third-least-funded state and has the third-largest unfunded liability debt, which now totals \$388.342 billion, according to ALEC's calculations. A bill has been proposed in Illinois to create a defined-contribution retirement plan for new state employees hired after June 30, 2018, and current employees who wish to move their pensions into the new model. An opinion poll of Illinoisans shows 78 percent of respondents favor letting current state workers enroll in a 401(k)-style plan and 60 percent favor *requiring* new state workers to enroll in a 401(k)-style plan.

In a *Research & Commentary*, Heartland Senior Policy Analyst Matthew Glans explains why states must begin to make drastic changes to their public pension liabilities and not wait until it's far too late to address pension problems. "Kicking the public-pension can down the road would only serve to delay the problem, and increasing taxes and ignoring the core problems created by defined-benefit systems would only ensure the pension system will never become solvent. Comprehensive reforms that allow governments to better manage employee retirement costs are desperately needed, both in Illinois and across the country," Glans wrote.

What We're Working On

Energy & Environment

Nebraska Approves Last Segment of Keystone XL Pipeline

In this article for *Environment & Climate News*, H. Sterling Burnett, Heartland's senior fellow on environmental policy issues, writes about the Nebraska Public Service Commission's (NPSC) approval of the final segment of the \$8 billion Keystone XL Pipeline. With NPSC's 3-2 decision, the Keystone XL Pipeline cleared its final regulatory hurdle after an arduous nine-year struggle. Despite the fact the permits have been granted, questions remain about whether the final segment of Keystone XL will be completed. For much of the time the pipeline was under consideration, oil prices exceeded \$100 per barrel. With oil now hovering around \$50 per barrel, it is unclear whether the pipeline still makes economic sense.

Education

Chronic Public School Teacher Absenteeism Underscores

Need for School Choice Options

In this *Research & Commentary*, Policy Analyst Tim Benson writes about a new Fordham Institute report that found one out of every four teachers (28.3 percent) at traditional public schools across the United States are "chronically absent," meaning they are out of the classroom for sick or personal leave at least 10 days in a typical 180-day school year. In Florida, more than 40 percent of traditional public school teachers are chronically absent. Even worse, more than 50 percent of Nevada traditional public school teachers and a staggering 79 percent of Hawaii traditional public school teachers are chronically absent.

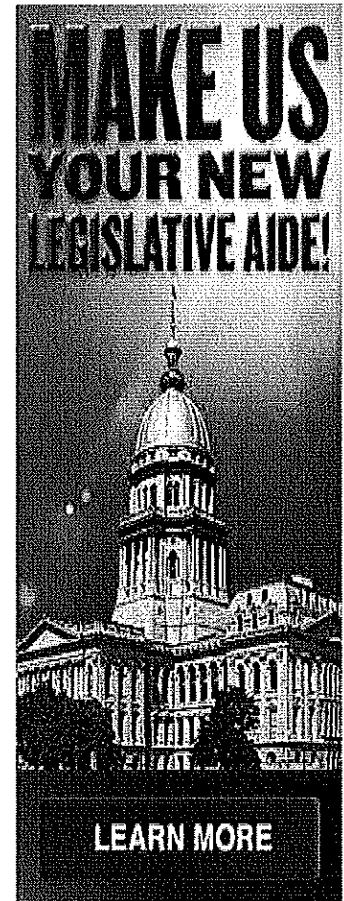
Health Care

Research & Commentary: Arizona Seeks Medicaid Waiver to Install Work Requirements

In this *Research & Commentary*, Senior Policy Analyst Matthew Glans examines Arizona's effort to use Medicaid waivers to add work requirements and time limits to its Medicaid program. "Implementing Medicaid work requirements would be a good first step for Medicaid-expansion and non-expansion states toward helping to limit the rising costs of Medicaid," Glans wrote.

Budget & Tax

Research & Commentary: Iowa Needs Pension Reform

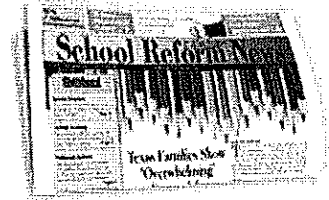


In this *Research & Commentary*, Senior Policy Analyst Matthew Glans examines the need for comprehensive pension reform in Iowa. "Hybrid [pension] models do not eliminate all the problems of defined-benefit plans, but they do limit the rapid growth of liabilities in the future. Iowa policymakers should consider using hybrid plans as a viable model for reforming state workers' pensions," wrote Glans.

From Our Free-Market Friends

Free Speech on Alabama Campuses

In "Free Speech on Campus in Alabama," the Alabama Policy Institute (API) explores problems and solutions related to free speech on college campuses located in the state. Fourteen colleges and universities in Alabama were either given a "red light" or "yellow light" rating from the Foundation for Individual Rights in Education (FIRE) for having policies that prohibit speech. None were given a green light. The difference between "red light" and "yellow light" schools is that red light colleges apply more severe and broader restrictions on speech. API recommends university administrations explicitly state their support for freedom of speech on campuses, and it calls for state legislators to pass legislation safeguarding First Amendment rights for all college students.



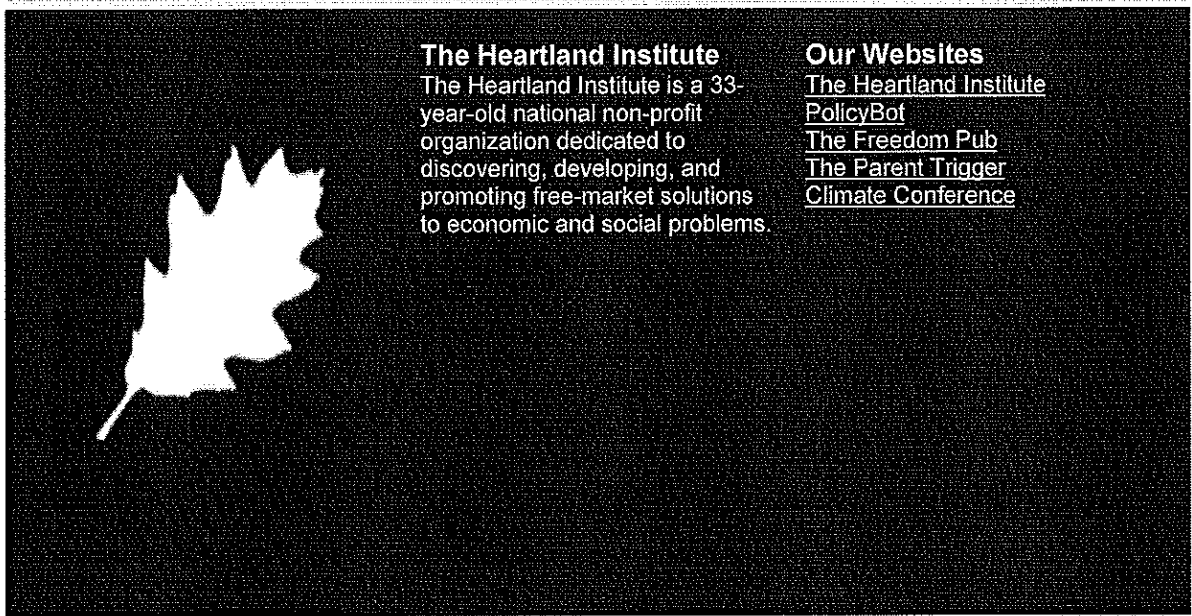
In the January issue of *School Reform News*, Jenni White reports on the continue widespread use of Common Core State Standards (CCSS) despite public resistance. Activists and analysts say replacement standards have been nothing more than a rebrand of Common Core. An Abt Associates study analyzing nine CCSS revisions confirms nine states kept their standards intact.

Environment & Climate

News

Budget & Tax News

Health Care News



This message was sent to rep48@ohiohouse.gov from awilkerson@heartland.org

Heartland Government Relations
The Heartland Institute
3939 North Wilke Road
Arlington Heights, IL 60004

iContact
TRY IT FOR FREE ▶

Manage Your Subscription

From: Public Policy Law360
Sent: Tuesday, February 6, 2018 4:44 AM
To: Rep48
Subject: Senate OKs Irell & Manella's Iancu For USPTO Head

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please unsubscribe



PUBLIC POLICY
= 9

Introducing Personal Injury & Medical Malpractice Law360

Sign up for the daily newsletter or take a free trial today.

Tuesday, February 6, 2018

 Follow

TOP NEWS

= 9

Senate OKs Irell & Manella's Iancu For USPTO Head

The Senate approved President Donald Trump's pick to lead the United States Patent and Trademark Office Monday, confirming Irell & Manella LLP managing partner Andrei Iancu with a largely bipartisan vote. [Read more »](#) = 9

Analysis

= 9 What The New FTC Means For 'Open Internet' Enforcement

In the wake of the Federal Communications Commission's contentious vote to overturn Obama-era net neutrality rules and to hand enforcement against online abuses largely to the Federal Trade Commission, the FTC is itself being remade with a slate of new nominees. [Read more »](#)

= 9

DOD Pushes Spending Hikes In New Nuclear Weapons Plan

The U.S. Department of Defense on Friday issued a new Nuclear Posture Review, affirming its commitment to maintaining the "nuclear triad" as a deterrent to U.S. adversaries while calling for billions of dollars in increased investment to modernize the equipment that underpins that triad. [Read more »](#) = 9

US Probes WTO Oversight Mechanism As It Mulls New Deals

As the Trump administration continues to hint at pursuing a new suite of trade deals with major partners, it has begun to ask questions about the World Trade Organization's system for examining and vetting accords among its members, according to a WTO document published Monday. [Read more »](#)

= 9



[Listen to our new podcast here](#)

= A

LAW FIRMS

Akin Gump

Altshuler Berzon

Andrews Kurth Kenyon

Arnold & Porter

Bingham McCutchen

= 9

Connell Foley

Cotchett Pitre

DLA Piper

Davis Wright Tremaine

Dentons

Drinker Biddle

Eckert Seamans

Epstein Becker Green

Eversheds Sutherland

= 9

Faegre Baker

Fenwick & West

Fredericks Peebles

= 9

NJ Senators Advance Bill To Raise Judges' Salaries

Bipartisan New Jersey legislation that would give salary increases to certain state workers, including judges who have gone without raises for nearly a decade, advanced on Monday after its first review by the Senate Budget and Appropriations Committee. = 9 Read more »

= A

Puerto Rico Oversight Board Defends \$1.3B PREPA Loan Bid

Puerto Rico's government and the federally appointed board overseeing its historic debt restructuring are fighting hard to get a \$1.3 billion emergency loan approved for the island? 9s beleaguered electric utility, blasting creditor objections to the plan as petty and legally unsound. Read more »

Analysis

Outcry Over Tip Reg Rollback Grows As Comments Close

Opposition to the U.S. Department of Labor's push to rescind Obama-era tip pooling regulations gained momentum ahead of Monday night's deadline for public comment on the agency's proposal, spurred on by a report that the DOL covered up data showing the changes could have a hefty cost for workers. Read more »

BANKING & SECURITIES

= 9

= A

Analysis

Fed's Wells Fargo Punishment Puts Pressure On Powell

Now that the Federal Reserve has imposed stiff growth restrictions on Wells Fargo & Co. for its fraudulent account scandal and other consumer harms, all eyes will turn to the central bank? 9s new chairman to see how he

Gibson Dunn

Gordon & Rees

Greenberg Traurig

= 9

Holland & Knight

Irell & Manella

Jones Day

= 9

K&L Gates

Katten Muchin

Kelley Drye

Kirkland & Ellis

= 9

Kramer Levin

Levin Papantonio

Levin Sedran

Maraziti Falcon

= A

Mayer Brown

Michael Best

Morgan Lewis

Native American Rights Fund

O'Melveny & Myers

O'Neill & Borges

Ogletree Deakins

Proskauer Rose

Ropes & Gray

Sanders Warren

Shearman & Sterling

= 9

Sonosky Chambers

Stark & Stark

Stephoe & Johnson LLP

Stoel Rives

Weil Gotshal

Wiley Rein

= 9

COMPANIES

carries through on the hefty penalties. Read more »

= 9

FINRA Hits Wedbush With \$1.5M Consumer Protection Fine

The Financial Industry Regulatory Authority on Monday fined Wedbush Securities Inc. \$1.5 million for violating the Securities and Exchange Commission's customer protection and net capital rules, finding that the firm exposed customers to risk and failed to detect deficiencies for nearly seven years. Read more »

ENERGY & ENVIRONMENTAL

Trump's Enviro Picks: White Out, Wheeler Up

= 9

Kathleen Hartnett White, President Donald Trump's controversial pick to lead the White House's Council on Environmental Quality, withdrew her name from consideration on Sunday, but Andrew Wheeler, Trump's choice to serve as the U.S. Environmental Protection Agency's second-in-command, will have his nomination considered anew on Wednesday. Read more »

= 9

REAL ESTATE

= 9

= 9

Hoboken Can't Get NJ Justices To Review High-Rise Approval

Hoboken, New Jersey, has lost its bid to have the New Jersey Supreme Court review a state appellate decision that found a developer was entitled to automatic approval for two high-rise residential buildings along the Hudson River,

AT&T Inc.

Alliantgroup LP

= 9

American Civil Liberties Union

BDO USA LLP

Bayer AG

Bloomberg

CQS Management Ltd.

CTIA

= 9

Chevron Corporation

Computer & Communications Industry Association

Consumer Federation of America

Courier Corporation

Delta Air Lines Inc.

Facebook

Faculty Athletics Representatives Association

Financial Industry Regulatory Authority Inc.

Foxconn

IMF Bentham Ltd.

Instagram Inc.

International Brotherhood of Electrical Workers

Johnson & Johnson

Lenovo Group Ltd.

Lucas Group

Lyft Inc.

McDonald's Corporation

National Employment Law Project

National Restaurant Association

= 9

National Right to Work Legal Defense Foundation

= A

New Jersey State Bar Association

New York Times Co.

Oracle Corp.

according to orders made available Monday.
Read more »

EMPLOYMENT

Chamber Urges 9th Circ. To Nix Seattle's Uber Union Law

The U.S. Chamber of Commerce urged a Ninth Circuit panel on Monday to find Seattle's ordinance allowing Uber and Lyft drivers to unionize doesn't qualify for an exemption to federal antitrust laws, arguing that the city's powers to regulate transportation companies don't extend to authorizing collective bargaining. Read more »

PRODUCT LIABILITY

Wis. Judge Melts Butter-Grading Law Challenge

A Wisconsin federal judge sided with the state in a lawsuit where a dairy alleged a Wisconsin law requiring the grading of butter sold within state borders was unconstitutional, finding Monday that the state has a legitimate interest in protecting consumers. Read more »

= 9 AEROSPACE & DEFENSE
= 9

DOD Forming Cryptocurrency Guide For Background Checks

= 9
The Defense Security Service said Monday it is working with other U.S. Department of Defense offices to develop guidance on whether cryptocurrency ownership must be disclosed in applications for federal security clearances, following a number of inquiries from the industry. Read more »

INTERNATIONAL TRADE

= A

Pacific Legal Foundation

Pew Charitable Trusts

= 9

Regents of the University of California

Service Employees International Union

= 9

T-Mobile USA Inc.

Toll Brothers Inc.

= 9

Twitter Inc.

U.S. Chamber of Commerce

= 9

Verizon Communications

Washington Post Co.

Wedbush Securities Inc.

Wells Fargo & Co.

GOVERNMENT AGENCIES

Administration for Children and Families

California Department of Justice
Centers for Medicare & Medicaid Services

Commodity Futures Trading Commission

Consumer Financial Protection Bureau

= 9

Council on Environmental Quality

Defense Security Service

Executive Office for Immigration Review

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

= 9

Federal Election Commission

Federal Reserve System

Left-Leaning Sens. Unveil Core NAFTA Demands

A group of six progressive senators illustrated their vision for a revamped North American Free Trade Agreement on Friday, demanding stronger rules on labor and the environment and calling for the abolition of a controversial investment arbitration system. [Read more »](#)

TAX

= 9

Analysis

From Amazon To Foxconn, Incentives To Woo Biz Scrutinized

Recent efforts by 20 finalist cities to entice Amazon to build its new headquarters in their community and by Wisconsin to lure Foxconn have sparked a trend of heightened awareness and scrutiny over using tax dollars to woo and keep businesses and to create jobs. [Read more »](#)

= 9

House Panel Seeks Reformed Hiring Practices At IRS

The House Committee on Oversight and Government Reform asked Friday for information on the Internal Revenue Service's pledge to reform its hiring practices to ensure that past employees with documented performance issues are not rehired, saying it's unclear if the agency's vow has been carried out. [Read more »](#) = A

IRS May Struggle To Comply With 2-For-1 Regulation Order

The IRS has said little about how it will carry out President Donald Trump's executive order requiring government agencies to eliminate two regulations for every new one created, but complying with the order appears daunting for a resource-strapped agency already strained to its limits. [Read more »](#)

IMMIGRATION

Federal Trade Commission

= 9

Hopi Tribe

Internal Revenue Service

International Monetary Fund

Judicial Conference of the United States

NAFTA

Navajo Nation

Office of Foreign Assets Control

Office of the Comptroller of the Currency

Securities and Exchange Commission

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Office of Personnel Management

U.S. Patent and Trademark Office

= 9

U.S. Senate

U.S. Supreme Court

Wage and Hour Division

Wisconsin Department of Justice

World Trade Organization

= 9

Analysis

Tough Odds Face Those Pushing For Attys For Immigrant Kids

The Ninth Circuit recently dealt a blow to immigration advocates who have pushed for court-appointed attorneys for children appearing in immigration courts, but the quest for increased attorney access is not over. Here's what you need to know about the ongoing fight. [Read more »](#)

= 9

Calif. Says Justices Shouldn't Hear Feds' Appeal Over DACA

California and three other states on Friday urged the U.S. Supreme Court not to hear the Trump administration's appeal of a temporary pause of its move to end the Deferred Action for Childhood Arrivals program, claiming there was no justification for such "extraordinary departure" from ordinary practice. = 9 [Read more »](#)

= 9

McCain, Coons Propose Bipartisan DACA Compromise

= A Sens. John McCain, R-Ariz., and Chris Coons, D-Del., introduced a bipartisan immigration compromise on Monday that would offer immediate conditional permanent residence to Deferred Action for Childhood Arrivals-eligible youth known as "Dreamers" and tighten border security. [Read more »](#)

= 9

House Bill Would Imprison Pols Defying Immigration Laws

The House Judiciary Committee took up a bill on Friday that would punish state or local officials, like those in so-called "sanctuary cities," who refuse to comply with federal immigration laws and policies. [Read more »](#)

NATIVE AMERICAN

= 9

= A

Navajo Nation Sues HHS Over \$7.2M Education Program Cut = 9

The Navajo Nation sued the U.S. Department of Health and Human Services in D.C. federal court Friday, claiming the agency didn't give the tribe a chance to challenge a \$7.2 million cut in funding for early childhood education. [Read more »](#)

= 9

Keep Tribes' Bears Ears Case In DC, Native Groups Say

A coalition of five tribes has told the D.C. District Court that it should reject the federal government's bid to transfer to Utah a case challenging President Donald Trump's decision to slash the size of Bears Ears National Monument, arguing it was a national dispute and properly in the capital. [Read more »](#)

TELECOMMUNICATIONS

= 9

Verizon's Super Bowl Ad Points To Competing 911 Networks

= 9 Verizon's heartstring-tugging TV advertisements that aired Sunday night during the Super Bowl praised first responders, but they also subtly plugged emergency network expansion and hinted at a policy agenda as the FirstNet public-private partnership shapes up. [Read more »](#)

Pai Asks Wireless Industry To Help Combat Prison Cellphones

Federal Communications Commission Chair Ajit Pai is calling out wireless carriers for sitting on the "sidelines" in the effort to rid prisons of contraband cellphones, urging the companies to lend their expertise on a

"problem that puts prison guards, inmates and the public at risk." Read more » = 9

Alleged Russian Spam Kingpin Extradited To US = 9

A Russian computer programmer U.S. authorities call one of the "world's most notorious criminal spammers" has been extradited to the U.S. to face charges that he operated the "Kelihos" network of infected computers, spewing spam and other malicious software to users all over the world. Read more »

= 9

NJ Joins Net Neutrality Suit, Tells ISPs To Obey Principles

The administration of New Jersey Gov. Phil Murphy on Monday entered the fray over the Federal Communications Commission's repeal of net neutrality rules, joining a multistate lawsuit to block the move and issuing an executive order requiring internet service providers that contract with the state to follow net neutrality principles. Read more »

EXPERT ANALYSIS

Key Recent Changes To Lobbying, Campaign Finance Rules

The 2018 midterm elections are quickly approaching, bringing with them anticipated increases in political activity along with scrutiny from government regulators and the press. Melissa Laurenza and Samuel Olswanger of Akin Gump Strauss Hauer & Feld LLP examine recent changes to federal and state lobbying, gift and campaign finance laws and regulations, and analyze their significance and impact. Read more »

= 9

What To Know About CMS' New Bundled Payment Model

The Centers for Medicare & Medicaid Services recently announced a new voluntary bundled

payment model with the goal of incentivizing financial accountability, care redesign, data analysis and feedback, provider engagement, and patient engagement. The move suggests the agency will remain a player in testing and facilitating value-based payment reform, say attorneys with Ropes & Gray LLP. = 9 [Read more »](#)

Interpreting Treasury's Report On Russian Oligarchs

= 9 The recent report by the U.S. Department of the Treasury on senior foreign political figures and oligarchs in the Russian Federation is not a "sanctions list." Yet the prospect remains that parties identified in the report could become targets of sanctions or other restrictions — and transactions with such parties could also become subject to closer scrutiny, say attorneys with Kirkland & Ellis LLP. [Read more »](#)

LEGAL INDUSTRY

Feature

How To Avoid Burning Bridges When An Attorney Leaves

Sending a lawyer away in a less than desirable fashion can hurt a law firm's reputation, cut off the possibility of a future relationship with the individual attorney, and create anxiety and even discontent among those who remain. Here, Law360 explores three ways law firms can avoid burning bridges when someone leaves. [Read more »](#)

Judiciary Ends Kozinski Inquiry Due To His Retirement

= 9 An investigation into accusations that former U.S. Circuit Judge Alex Kozinski exhibited sexual misconduct toward multiple former staffers has been called off, as the Second Circuit Judicial Council said Monday that Judge Kozinski's resignation removes him from the scope of judicial conduct proceedings. [Read more »](#)

Ex-Sutherland Partner Competent To Stand Trial, Judge Rules

A Georgia federal judge on Friday ruled a former Sutherland Asbill & Brennan LLP attorney accused of stealing millions from a wealthy family is competent to stand trial, finding evidence presented to the court of the 76-year-old lawyer's alleged cognitive decline "inconsistent and suspect." [Read more »](#)

Atty Scolded For '#Killinnazis' Exits Pa. Xarelto Cases

= 9 A Florida attorney who was chided by a Philadelphia judge last month for posting courtroom photos on social media with the inflammatory hashtag "#killinnazis" will not be involved in six upcoming trials over injuries allegedly caused by Bayer AG's blood thinner Xarelto, according to an order docketed Friday. [Read more »](#)

= 9 Morgan Lewis IP Partner Lands San Francisco Magistrate Job

A Morgan Lewis & Bockius LLP partner focused on antitrust and intellectual property matters has been tapped to fill a magistrate judgeship in the Northern District of California, the court said Monday, making him at least the third intellectual property litigator chosen for the Silicon Valley-area job in two years. [Read more = 2](#)

= 9

Litigation Finance Co. Sells Most Of US Portfolio For \$57M

Litigation finance firm IMF Bentham Ltd. has sold the majority of its U.S. investment portfolio to Bentham IMF Fund 1 LLC for \$57.4 million, which raises the fund's ceiling from \$133 million to \$166.3 million, the firm announced on Monday. [Read more » = 9](#)

Feature

= 915 Minutes With Andeavor's Deputy General Counsel

= 9

Claudius Sokenu, deputy general counsel of global oil refinery Andeavor, speaks to Law360 about the differences between life in-house and at a law firm, the one thing he demands from all of his outside counsel, and a hypothetical lunch between Nelson Mandela, Martin Luther King Jr. and Muhammad Ali. [Read more »](#)

= 9

= 9 Katten Muchin Opens Office With Ex-Andrews Kurth Partners = 9

= 9Katten Muchin Rosenman LLP launched a new office in Dallas, Texas, Monday with seven former partners from Andrews Kurth Kenyon LLP whose practices largely focus on corporate law. [Read more »](#)

= 9

Law360's 2018 Editorial Board Selection Survey

Law360 is looking for avid readers of our publications to serve as members on our 2018 editorial advisory boards. [Read more »](#)

JOBS

[Search full listings or advertise your job opening](#)

= A

Not sure if your firm subscribes? Ask your librarian.

We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
you may unsubscribe [here](#).

Please DO NOT reply to this email. For customer support inquiries, please call 1-646-783-7100 or visit our [Contact Us](#) page.

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

= A

From: The Buckeye Institute

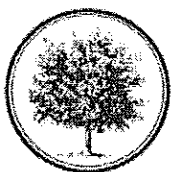
Sent: Monday, February 26, 2018 1:39 PM

To: Rep48

Subject: ICYMI: In a piece for National Review Buckeye's Robert Alt looks the funding of Janus v. AFSCME

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)



THE BUCKEYE INSTITUTE

In a **piece for National Review**, Buckeye's Robert Alt looks at the funding of *Janus v. AFSCME*, saying, "What is surprising is the fact that Mark Janus is personally funding a cadre of high-priced lawyers with one goal: making sure that Mark *loses* his case."

NATIONAL REVIEW

The Money Behind *Janus*: It's Deja vu All Over Again

National Review
By Robert Alt
February 26, 2018

This morning, the Supreme Court will hear oral arguments in *Janus v. American Federation of State, County, and Municipal Employees, Council 31*. The case asks a similar question to one raised just two years ago in *Friedrichs v. California Teachers Association* - namely whether forcing a public employee to choose between subsidizing a union's political speech or being subject to termination for failure to do so violates the First Amendment.

Coming so soon after *Friedrichs* - a case in which the Court deadlocked 4-4 after the tragic and untimely death of Justice Scalia - *Janus* has a déjà vu quality to it. The sense that we have seen all of this before is nowhere more palpable than in the public arguments marshaled by some of the more liberal elements of the media against Mark Janus's case.

Bereft of sufficient legal arguments to justify the First Amendment violations perpetuated against public servants, left-wing publications have resorted to attacking the messenger. Mark Janus, a child-support specialist for the state of Illinois, is accused of being an agent of big corporations and billionaires. The proof? The public-interest law firms that represent Mr. Janus - namely Liberty Justice Center and the National Right to Work Legal Foundation - are accused of taking donations from charitable foundations that support free-market policy.

Just as in *Friedrichs*, it is perfectly unsurprising that foundations and individuals voluntarily would give to non-profit, public-interest law firms that provide free representation to their clients. Indeed, public-interest firms on both the left and the right regularly rely on charitable donations to carry out their work.

What is surprising is the fact that Mark Janus is personally funding a cadre of high-priced lawyers with one goal: making sure that Mark *loses* his case. Why would he pay for the lawyers arguing against him? Because he has no choice. Mark is required to pay agency fees to the union, which are used for chargeable expenses like litigation, or he can be fired. And, of course, he is required to pay for political collective bargaining speech, or he can be fired.

This is the real story of the money behind the *Janus* case-a story of forced contributions for political speech. But the story could have a happy ending. The Supreme Court will hear arguments today in a case that could vindicate the First Amendment rights of

millions of Americans like Mark Janus. For Rebecca Friedrichs, for Mark Janus, and for all the workers who are being denied a voice and a choice, let's hope that the second time is the charm.

Robert Alt is the president and chief executive officer of The Buckeye Institute.

###

Founded in 1989, The Buckeye Institute is an independent research and educational institution - a think tank - whose mission is to advance free-market public policy in the states.

The Buckeye Institute is a non-partisan, non-profit, and tax-exempt organization, as defined by section 501(c)(3) of the Internal Revenue code. As such, it relies on support from individuals, corporations, and foundations that share a commitment to individual liberty, free enterprise, personal responsibility, and limited government. The Buckeye Institute does not seek or accept government funding.



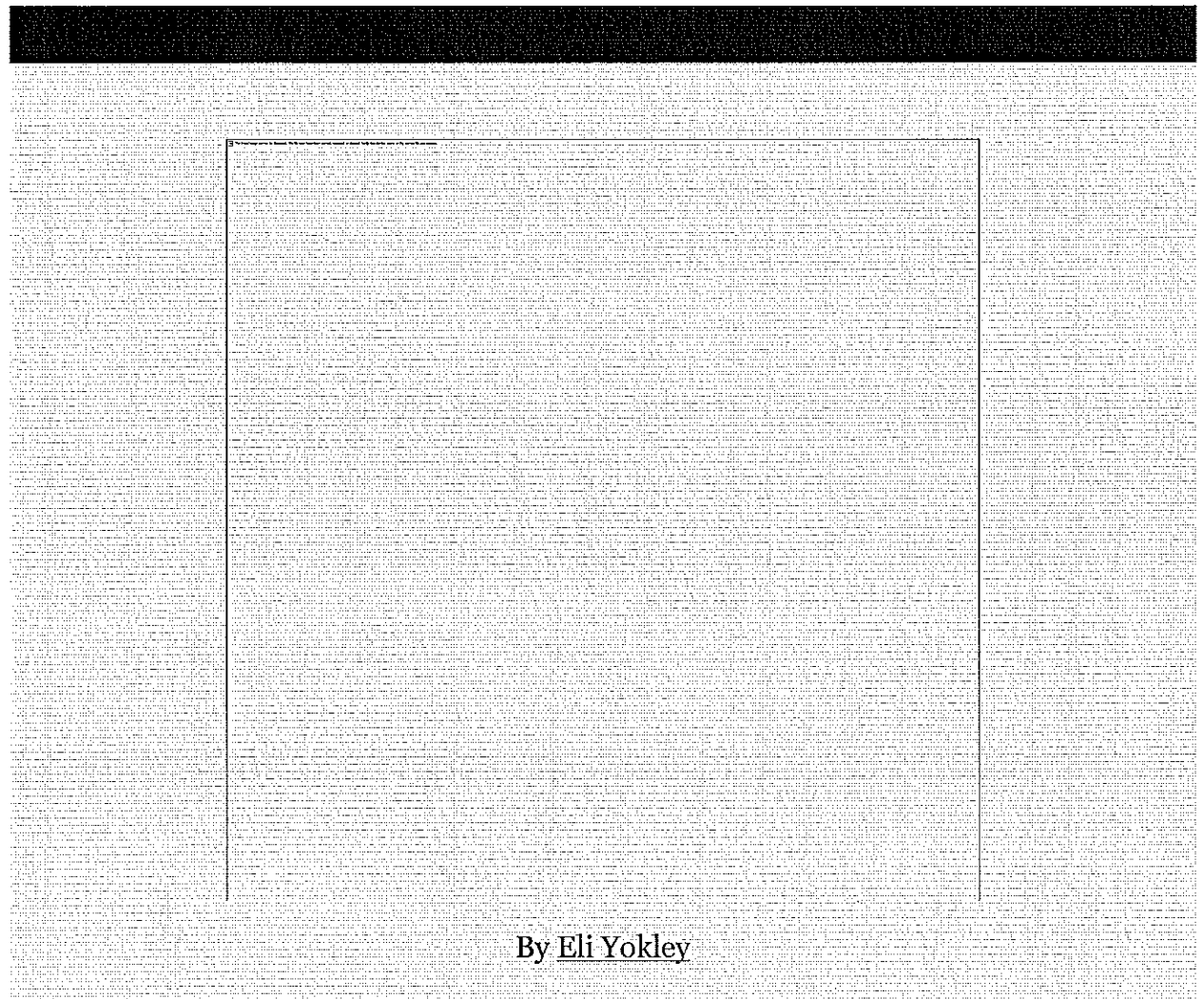
The Buckeye Institute, 88 East Broad Street,
Suite 1120, Columbus, OH 43215

[SafeUnsubscribe™ rep48@ohiohouse.gov](mailto:SafeUnsubscribe™_rep48@ohiohouse.gov)

[Forward this email](#) | [Update Profile](#) | [About our service provider](#)

Sent by info@buckeyeinstitute.org

From: Morning Consult
Sent: Tuesday, February 27, 2018 8:46 AM
To: Rep48
Subject: Morning Consult Washington: Background-Checks Bill in Senate Faces Hurdles on Both Sides of the Aisle
Attachments: ATT00001.txt; ATT00002.htm



By Eli Yokley

Top Stories

- Legislation sponsored by Senate Majority Whip John Cornyn (R-Texas) that would encourage states and federal agencies to submit criminal-conviction records to the National Instant Criminal Background Check System ran into new hurdles, raising doubts over the ability of Congress respond to the school shooting in Parkland, Fla. Some Democrats suggested they might withhold their support amid worries Republicans would not pass other gun-control measures, while some conservative Republicans like Sen. Mike Lee of Utah and Sen. Rand Paul of Kentucky raised concerns over the appeal process for people flagged under a strengthened background check system. ([The Wall Street Journal](#))
- White House communications director Hope Hicks is scheduled to be interviewed privately by the House Intelligence Committee today as part of its investigation into Russian interference in the 2016 election, according to two unnamed House officials. Rep. Adam Schiff of California, the top Democrat on the committee, said the panel wants to ask her questions about events and conversations during her time on Trump's campaign and as part of the administration. ([Bloomberg](#))
- A special primary election is being held today in Arizona's 8th District to select the candidates to run in an April 27 special election to replace former Rep. Trent Franks (R), who resigned in December amid allegations of sexual misconduct. Former state Sens. Steve Montenegro and Debbie Lesko are the frontrunners among the dozen GOP candidates, while two Democrats are seeking their party's nod. ([The Associated Press](#))
- Chris McDaniel, a Republican state senator in Mississippi, is expected to announce this week that he will challenge Sen. Roger Wicker (R-Miss.) for the Republican nomination for Senate this year, according to two unnamed sources. McDaniel ran an

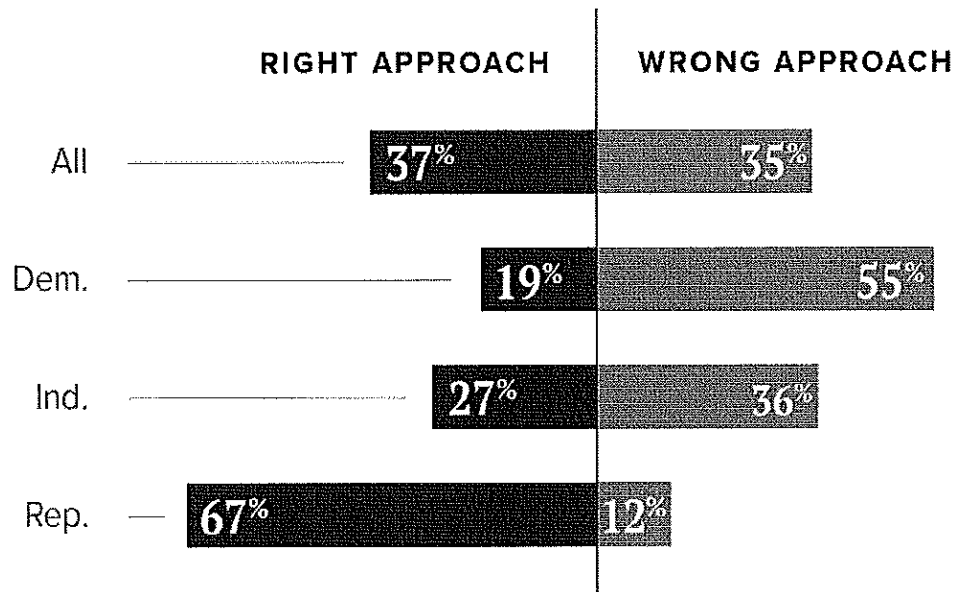
unsuccessful campaign for the party's nomination for Senate in 2014 against Sen. Thad Cochran (R-Miss.). ([Politico](#))

Chart Review

Trump's Economic Policy Toward China Elicits Mixed Reviews From Americans
Morning Consult

Republicans Confident in Trump on China

Is President Donald Trump taking the right or wrong approach to the U.S. economic relationship with China?



 MORNING CONSULT

Poll conducted from Feb. 8-10, 2018 among 2,201 adults, with a margin of error of +/-2%.

Events Calendar (All Times Local)

TUESDAY

Sens. Cornyn, Hatch, governors participate in U.S. Chamber of Commerce Invest in America Summit 8 a.m.

CBO director testifies at House Budget Committee hearing 10 a.m.

House Energy and Commerce subcommittee hearing on energy infrastructure 10 a.m.

Sens. Carper, Merkley participate in Electric Drive Transportation Association event 12 p.m.

WEDNESDAY

Sen. Peters, Rep. Walden participate in Axios event on self-driving cars 8 a.m.

Sen. Coons participates in Hudson Institute event on foreign policy 11:30 a.m.

THURSDAY

U.S. Chamber of Commerce hosts aviation summit 7 a.m.

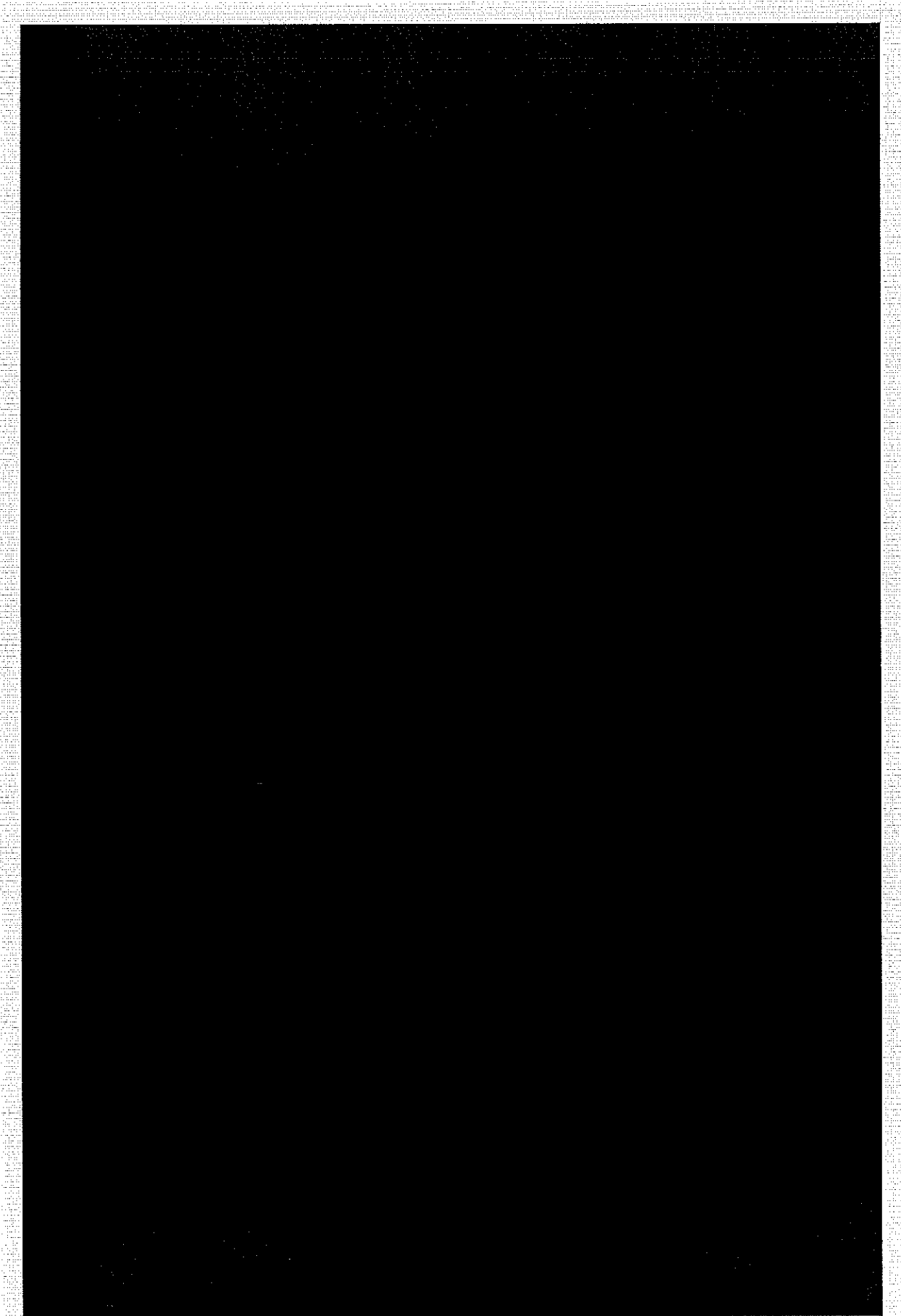
Reps. Fitzpatrick, Guthrie, Kuster participate in U.S. Chamber of Commerce event on opioid crisis 8:30 a.m.

Fed's Powell testifies at Senate Banking Committee hearing 10 a.m.

Senate Environment and Public Works Committee hearing on infrastructure framework 10 a.m.

FRIDAY

No events scheduled



A data-driven look at the future of mobility

An exclusive look at new survey research data that explores consumer receptivity to auto industry innovations, including electric and self-driving cars, energy sources, and even auto insurance.

General

U.N. Links North Korea to Syria's Chemical Weapon Program **Michael Schwartz, The New York Times**

North Korea has been shipping supplies to the Syrian government that could be used in the production of chemical weapons, United Nations experts contend. The supplies include acid-resistant tiles, valves and thermometers, according to a report by United Nations investigators.

State Department point man on North Korea, Joe Yun, to retire Friday **Anna Fifield, The Washington Post**

The State Department's point-man on North Korea, Joseph Yun, will leave his post on Friday, even as there are glimmers of hope that Pyongyang might finally be willing to sit down for talks with Washington. Yun, 63, is retiring as special representative for North Korea policy and deputy assistant secretary for Korea and Japan after more than three decades of service.

Supreme Court Hears Case on Public-Sector Union Fees **Jess Bravin, The Wall Street Journal**

The power of public-sector unions hung in jeopardy Monday after Supreme Court arguments put front and center the raw politics behind a

dispute over payroll deductions that support collective bargaining. Justice Anthony Kennedy ticked off an agenda he suggested public-sector unions bring when they bargain with state and local government: "for a greater size workforce, against privatization, against merit promotion, for teacher tenure, for higher wages, for massive government, for increasing bonded indebtedness, for increasing taxes."

Education Department Launches Investigation Into How MSU Handled Larry Nassar Abuse
Alanna Vagianos, HuffPost

The Education Department announced on Monday that it will open an investigation into Michigan State University and how the school handled reports of child sexual abuse involving former doctor Larry Nassar. "This new Title IX investigation will look at systemic issues in the University's handling of sex-based incidents involving Dr. Larry Nassar," Secretary of Education Betsy DeVos said in a press release.

Housing official says she was replaced for rejecting Carson's costly office redecoration
Jon Swaine and Ben Jacobs, The Guardian

A senior career official in the US Department of Housing and Urban Development has alleged that she was demoted and replaced with a Donald Trump appointee after refusing to break the law by funding an expensive redecoration of Ben Carson's office. Helen Foster said she was told "\$5,000 will not even buy a decent chair" after informing her bosses this was the legal price limit for improvements to the HUD secretary's suite at the department's Washington headquarters.

Presidential

Trump to host Macron for first state visit since taking office
Lisa Hagen, The Hill

The White House confirmed Monday that French President Emmanuel Macron has been invited for the first state visit of President Trump's administration. Macron and first lady Brigitte Macron will visit the the White House on April 24, White House press secretary Sarah Huckabee Sanders told reporters at Monday's briefing.

Bizarre legal brawl intensifies at Trump hotel in Panama
Joshua Partlow and David A. Fahrenthold, The Washington Post

Last Thursday afternoon, the majority owner of the Trump International Hotel here in Panama arrived unexpectedly in the building's swank Sky Lobby with an entourage. He wanted to fire the Trump Organization, which has managed the hotel since it opened in 2011.

Trump's Tax Cuts in Hand, Companies Spend More on Themselves Than on Wages
Matt Phillips, The New York Times

President Trump promised that his tax cut would encourage companies to invest in factories, workers and wages, setting off a spending spree that would reinvigorate the American economy. Companies have announced plans for some of those investments.

Senate

Background-Checks Bill Runs Into Hurdles in Congress
Kristina Peterson and Michael C. Bender, The Wall Street Journal

Legislation designed to improve background checks for gun purchases ran into new hurdles Monday, raising doubts about lawmakers' ability to act in the wake of the Florida school shooting. The background-checks bill, sponsored by Sen. John Cornyn (R., Texas), would encourage states and federal agencies, including the military, to submit criminal-

conviction records to the National Instant Criminal Background Check System, or NICS.

Fate of Manchin-Toomey background check proposal hinges on Trump, lawmaker says
Cristiano Lima, Politico

Sen. Joe Manchin (D-W.Va.) said Monday the fate of a bipartisan bill to expand background checks on gun sales that repeatedly failed to pass through the Senate is now in the hands of President Donald Trump. Manchin expressed an openness to revive the proposal, which would expand firearm background checks to include online sales and gun shows, but said the proposal would need backing from the White House to gain traction in Congress.

GOP showdown: McDaniel expected to challenge Wicker for Senate
Alex Isenstadt, Politico

Mississippi Republican Chris McDaniel is expected to announce later this week that he will wage a 2018 primary challenge against GOP Sen. Roger Wicker, according to two people briefed on his plans. McDaniel, a conservative state senator who waged an unsuccessful 2014 primary against longtime GOP Sen. Thad Cochran, has scheduled a rally on Wednesday afternoon in Ellsville, Miss.

House

Hope Hicks to Appear Before House Intelligence Panel, Officials Say
Billy House, Bloomberg

White House communications director Hope Hicks is scheduled to be interviewed privately Tuesday by the House Intelligence Committee, which is investigating Russian interference in the 2016 election, according to two House officials familiar with the matter. Her appearance

before the committee is scheduled for 10 a.m., said the officials, who asked for anonymity to discuss the plans.

Sex, campaign funding scandals dog US House race in Arizona
Bob Christie and Anita Snow, The Associated Press

Sex-related and campaign funding allegations involving several top candidates have captured much of the attention in the Republican primary to replace a U.S. congressman from Arizona who quit amid charges of sexual misconduct last year. Because the state relies heavily on mail-in ballots completed before the revelations against two of the lead contenders surfaced, it's unknown how much of an impact they will have on Tuesday's special contest to replace Rep. Trent Franks in the 8th Congressional District.

Most House Democrats get behind effort for new assault-weapons ban
David Weigel, The Washington Post

A supermajority of House Democrats - 156 members of the 193-member conference - have signed on to a new bill that would restore and build on the expired ban on "assault weapons." The legislation, introduced by Reps. David N. Cicilline (D-R.I.) and Ted Deutch (D-Fla.), gained support over the weekend as most Democrats were at home in their districts.

After Florida shooting, U.S. Rep. Kay Granger of Texas proposes funding metal detectors in schools
Rishika Dugyala, The Texas Tribune

U.S. Rep. Kay Granger, R-Fort Worth, said Monday she'll introduce legislation to create a federal grant program for schools interested in installing metal detectors after the Feb. 14 Florida school shooting that took 17 lives. In an interview with The Texas Tribune, Granger said the proposal - which she hopes to submit by the end of next week - would

fully fund the installation for schools that have their detailed security plans approved by federal officials.

States

Twenty states sue federal government, seeking end to Obamacare

Eric Beech, Reuters

A coalition of 20 U.S. states sued the federal government on Monday over Obamacare, claiming the law was no longer constitutional after the repeal last year of its requirement that people have health insurance or pay a fine. Led by Texas Attorney General Ken Paxton and Wisconsin Attorney General Brad Schimel, the lawsuit said that without the individual mandate, which was eliminated as part of the Republican tax law signed by President Donald Trump in December, Obamacare was unlawful.

Washington governor confronts Trump at White House

Jordan Fabian, The Hill

Washington Gov. Jay Inslee (D) confronted President Trump on Monday over his proposal to arm educators in order to prevent future school shootings. Inslee stood and objected to the controversial idea during a meeting with the nation's governors at the White House, telling Trump that law enforcement agencies and instructors are both alarmed by the idea of teachers "packing heat" around young children.

Rick Scott gets gun control makeover

Marc Caputo, Politico

Florida Gov. Rick Scott broke with President Donald Trump over the question of gun-toting educators. He's ticked off the National Rifle Association. Suddenly, he's in good graces with the state teachers union, his longtime adversary.

Missouri House forms panel to investigate Gov. Greitens
David A. Lieb and Jim Salter, The Associated Press

The Missouri House formed a special panel of seven lawmakers on Monday to investigate Gov. Eric Greitens following an invasion-of-privacy charge alleging he took a nonconsensual photo of a woman in a compromising position. The committee, which will have subpoena powers, will determine whether to initiate impeachment proceedings against the Republican governor to try to remove him from office.

Indicted Maryland senator is stripped of his committee assignments
Ovetta Wiggins, The Washington Post

Maryland Sen. Nathaniel Oaks (D-Baltimore City), who is facing federal corruption charges, was stripped of his committee assignments on Monday night following an inquiry by the Joint Committee on Legislative Ethics. Oaks, who did not attend Monday's session, will no longer serve on the Senate Finance Committee.

Ex-Cuomo aide Joseph Percoco gets one charge tossed in corruption case
Victoria Bekiempis, New York Daily News

The federal judge presiding over former Gov. Cuomo aide Joseph Percoco's corruption case has thrown out one of the counts against him. Manhattan Federal Judge Valerie Caproni decided Monday to dismiss a count alleging that Percoco used his official power to get bribes from Syracuse developers Steven Aiello and Joseph Gerardi, in exchange for favors.

Holder group sues Walker for not holding elections in Wisconsin
Edward-Isaac Dove, Politico

The National Redistricting Foundation sued Gov. Scott Walker of Wisconsin on Monday for not holding special elections for two state Legislature seats. The seats, left vacant by an assemblyman and state

senator who resigned in December to take jobs in Walker's Republican administration, will otherwise remain open until January 2019, following the regularly scheduled elections for the seats in November.

Advocacy

Luther Strange makes play to return to D.C. Andrew Restuccia and Daniel Strauss, Politico

Voters sent Luther Strange back to Alabama last year, but the former senator is quietly plotting a return to Washington. Strange, who had been appointed to the seat vacated by Attorney General Jeff Sessions but was defeated by Roy Moore in the Republican primary in September, has been on the hunt for a job in Washington over the past few weeks, according to three people familiar with his plans.

Bipartisanship through beer Megan R. Wilson, The Hill

"You have to be patient," Craig Purser, the chief executive of the National Beer Wholesalers Association (NBWA) says, admiring the thick layer of foam on top of the beer in his glass and noting the sensory benefits that come along with it. People don't realize that, Purser adds as he leans against his in-office bar, watching the froth slowly recede.

Opinions, Editorials and Perspectives

Railroads Provide Infrastructure Example John J. Lee and Andy Schor, Morning Consult

Over the next two weeks, the nation's transportation secretaries and county commissioners will meet in Washington, D.C., to discuss issues of mutual concern and make their voices heard to Congress. One issue of

great importance to each of these groups is infrastructure-the state of America's roadways, bridges, airports and waterways.

How Republicans Can Win the Midterms
Charlie Mahtesian, Politico

There are so many signs of a coming rout in the House in November that's it's almost impossible to envision any way for Republicans to hang onto their 24-seat majority. And yet a faint outline of how the party might pull it off is nevertheless taking shape.

California's Democratic Tea Party
The Editorial Board, The Wall Street Journal

Democrats are having their Tea Party moment, if that isn't unfair to the Tea Party. The Democratic Party is moving sharply left in response to President Trump, as activists look to purge politicians they don't think are partisan or progressive enough.

We All Must Live With Mitch McConnell's Proudest Moment
The Editorial Board, The New York Times

Remember when the Senate confirmed Barack Obama's Supreme Court nominee, Merrick Garland, the veteran federal appeals court judge, to replace Justice Antonin Scalia, who died suddenly two years ago this month? It was a brilliant tactical move by Mr. Obama - picking a moderate, widely respected jurist who had won the highest praise from top Republicans, and giving the court a majority of Democratic-appointed justices for the first time in nearly half a century.

The Nunes memo continues to backfire
Editorial Board, The Washington Post

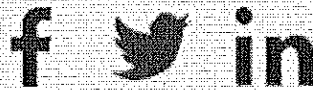
Republicans have conducted a campaign of misdirection and innuendo in a partisan effort to help President Trump discredit the Justice

Department and the FBI. There was already ample evidence of this before Saturday.

Research Reports and Polling

Public Split on Basic Income for Workers Replaced by Robots RJ Reinhart, Gallup

Americans are split in their support for a hypothetical universal basic income (UBI) program that would guarantee a minimum income for workers who lose their jobs because of advances in artificial intelligence (AI). Forty-eight percent support and 52% oppose a UBI program for workers who are displaced by technology.



This email was sent by: Morning Consult
PO Box 27068 Washington, DC, 20038, US

[Manage your email preferences](#)

SUBSCRIBE

~~~~~  
~~~~~  
~~~~~  
~~~~~

!!!! Unsubscribe

!!!!

It appears that you have subscribed to
commercial messages from this sender.
To stop receiving such messages from this sender, please
unsubscribe : <http://secure-web.cisco.com/1J6alK mz6vMgYAXD1qbCfAE90gYldnphgM-Bj2qYKUG2U6807pvu4ElqsEPef94LDPRIfv1OrXfzmOKPuZGbMwhtVUtkgpKkETce-pOtxQx8LWsJBGrJqTqRhHJA1Nhxlo-AtHw-3duqujZKbpyzDAuowxyTnIUsv4CjJx51qFcxYSniODWRjBEBGZiH2V0gDo_cuG7CARb5n8XdoV9CERvP3YyJuJ908zqSoYJO39xQutmR6jFtAvJFTBXL0ThBzkHfbj0Wg_UJrBleQRJhuW3R8vhCQOdEGtKjbTRSYPeHi0fK9no1Q4DCNr405fy2Y4hrglmbS5ZwfQ1pqYuNSDfdtSNxgB9rdhN3mKWqxsyjb6PG_rK8OQHvnzrTVsBhcWwfyAA6GRdU_kYQvd6MpfrvXLK6_wXjGxvgqOK1QED-VhpPqloXufj0-tKTWkFOy20va320x7yXqP76_oQgNLQ/1126%3Amailto%3Aleave-fd23157175626b2531492c-fe5c107170640c7e731c-fec3177376600375-fe9413727161047c7d-ffcf14%40leave.e.morningconsult.com186%3Ahttps%3A%2F%2Fclick.e.morningconsult.com%2Fprofile_center.aspx%3Fqs%3D9068a696a842eabe92fe2b69883aee06e00102cd205b0ffc8f03d67e26ca2708d9988c5c16dff66a46ea21d2d2bc82449ea93667db03f00b55cdd094840db889135%3Ahttps%3A%2F%2Fclick.e.morningconsult.com%2F%3Fqs%3Dd073fdb19c534e5d81a1bc2379448fddf4dae31e27719cda2e22eb9eaba1d3ff59b665e7c4771ea04165553c9e2f5fcee>

~~~~~  
~~~~~  
~~~~~  
~~~~~

<div style="border: 1px solid;margin: 10px 0px;padding: 15px 10px 15px 50px;background-repeat: no-repeat;background-position: 10px center;color: #9F6000;background-color: #FEEFB3;font-family: Arial, Helvetica, sans-serif;">

<p style="font-size: 18px;">Unsubscribe</p>

<p style="font-size: 13px;">It appears that you have subscribed to commercial messages from this sender.

To stop receiving such messages from this sender, please <a href=http://secure-

web.cisco.com/1J6a1Kmz6vMgYAXD1qbCfAE90gYldnphgM-Bj2qYKUG2U6807pvu4E1qsEPef94LDPRIfv1OrXfzmOKPuZGbMwhtVUtkgpKkETce-pOtxQx8LWsJBGrJqTqRhHJA1Nhxlo-AtHw-3duqujZKbpyzDAuowxyTnIUsv4CjJx51qFcxYSniODWRjBEBGZIh2V0gDo_cuG7CARb5n8XdoV9CERvP3YyJuJ908zqSoYJO39xQutmR6jFtAvJFTBXL0ThBzkHfbj0Wg_UJrB1eQRJhuW3R8vhCQOdEGtKjbTRSyPeHi0fK9no1Q4DCNr405fy2Y4hrglmbS5ZwfQ1pqYuNSDfdtSNxgB9rdhN3mKWqxsyjb6PG_rK8OQHvnzrTVsBhcWwfyAA6GRDU_kYQvd6MpFRvXLK6_wXjGxvgqOK1QED-VhpPqloXufj0-tKTWkFOy20va32Ox7yXqP76_oQgNLQ/1126%3Amailto%3Aleave-fd23157175626b2531492c-fe5c107170640c7e731c-fec3177376600375-fe9413727161047c7d-ffcfl4%40leave.e.morningconsult.com186%3Ahttps%3A%2F%2Fclick.e.morningconsult.com%2Fprofile_center.aspx%3Fqs%3D9068a696a842eabe92fe2b69883aee06e00102cd205b0ffc8f03d67e26ca2708d9988c5c16dff66a46ea21d2d2bc82449ea93667db03f00b55cdd094840db889135%3Ahttps%3A%2F%2Fclick.e.morningconsult.com%2F%3Fqs%3Dd073fdb19c534e5d81a1bc2379448fddf4dae31e27719cda2e22eb9eaba1d3ff59b665e7c4771ea04165553c9e2f5fcee>unsubscribe</p>

</div>

From: Max.Behlke@ncsl.org

Sent: Tuesday, February 27, 2018 10:32 AM

To: Rep48

Subject: Cap to Cap: This Week: Gun Control and Remembering the Rev. Billy Graham



CapitoltoCapitol

NATIONAL CONFERENCE of STATE LEGISLATURES



Feb. 27, 2018

In This Issue:

This Week: Gun Control and Remembering the Rev. Billy Graham

US Supreme Court Hears Arguments in Union Dues Case

White House Meeting on School Safety

Supreme Court to Hear Online Sales Tax Case in April

DACA and Immigration Debate Stalls in Senate

Congressional Appropriators Race to March 23 Deadline

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

Also of Note...

This Week: Gun Control and Remembering the Rev. Billy Graham

Congress returned yesterday from its Presidents' Day recess, which was dominated by the issue of gun control. Since the Feb. 14 shooting at Stoneman Douglas High School in Parkland, Fla., the nation has been immersed in an intense debate on what to do to prevent future school shootings. However, don't expect Congress to act this week. While the Senate will be in session all week, the House will conclude business today to make way for the remembrance of Rev. Billy Graham, who will become only the fourth private citizen to lie in honor in the Capitol Rotunda on Wednesday and Thursday.

US Supreme Court Hears Arguments in Union Dues Case

Perhaps the most significant debate on Capitol Hill this week will take place yesterday in the U.S. Supreme Court. The decision could not only affect every member of a public sector union but also result in the largest shift in federal education policy in 40 years.

On Monday, the U.S. Supreme Court heard oral argument in Janus v. American Federation of State, County and Municipal Employees (AFSCME) Council 31. Mark Janus, a public-sector employee in Illinois, is challenging the constitutionality of a state statute allowing public sector employers and unions to agree that employees who don't join the union must still pay their "fair share" of collective bargaining costs. Janus argues that

requiring him to pay his "fair share" of union dues is a violation of his First Amendment free speech rights. Janus asserts he should have the choice to join or not join, pay or don't pay.

Since 1977, when the US Supreme Court ruled in *Abood v. Detroit Board of Education*, public employees subject to fair share agreements have been required to pay for union representation, even if the worker doesn't join the union.

It is estimated that *Janus v. AFSCME* could impact 5.5 million public sector employees. The ruling could alter the relationship between labor and management, nationwide union membership and dues collection. At present, 22 states authorize fair share for public sector employees.

The *Janus* decision may have an outsized impact on public education given that two of the three largest public sector unions in the nation relate to education= 7the National Education Association and the American Federation of Teachers. Employees in education had the highest unionization rate of all sectors, with 37.2 percent being represented by a union.

On Dec. 5, attorneys general in 20 states (Michigan, Alabama, Arizona, Arkansas, Florida, Georgia, Idaho, Indiana, Kansas, Louisiana, Missouri, Nebraska, Nevada, Oklahoma, South Carolina, Tennessee, Texas, Utah, West Virginia, and Wisconsin) filed an amicus curiae brief in support of Janus. On Jan. 19, attorneys general in 20 states (New York, Alaska, Connecticut, Delaware, Hawaii, Iowa, Kentucky, Maine, Maryland, Massachusetts, Minnesota, New Jersey, New Mexico, North Carolina, Oregon, Pennsylvania, Rhode Island, Vermont, Virginia and Washington) and the District of Columbia filed an amicus curiae brief in support of AFSCME.

In 2016, the U.S. Supreme Court considered a similar case *Friedrichs v. California Teachers Union*. With the death of Justice Antonin Scalia, the Court deadlocked with a 4-4 decision. Justice Gorsuch could be the swing vote to overturn *Abood*. A decision is expected by the end of June.

NCSL Contacts: Jon Jukuri (labor), Joan Wodiska (education)

DYK? Sunday marked the 25th anniversary of the first terror attack on the World Trade Center. The attack, which killed six people and injured more than a thousand others, involved Islamic terrorists who blew up a 1,200 pound bomb in an underground parking garage in an attempt to collapse the twin towers.

White House Meeting on School Safety

In the wake of the Parkland, Fla., school shooting, last week President Donald Trump, Vice President Mike Pence, and Secretary of Education, Betsy DeVos met with more than 40 survivors, teachers and community members to discuss strategies to reduce school violence. In the meeting, the president expressed his support to improve federal background checks on gun purchases, equip school staff with firearms and explore other avenues to improve school safety. The president also issued a [Presidential Memorandum](#) directing the U.S. Department of Justice to "expeditiously as possible, to propose for notice and comment a rule banning all devices that turn legal weapons into machineguns." An official [federal regulatory review](#) of the "bump stock" rule began last fall, following the deadly shooting in Las Vegas, Nev. Over 100,000 comments were received and are being reviewed by the Justice Department.

NCSL Contact: [Joan Wodiska](#)

Supreme Court to Hear Online Sales Tax Case in April

On Friday, the Supreme Court set the argument date for the *South Dakota v. Wayfair* remote sales tax case for Tuesday, April 17. If the court rules in the South Dakota's favor, every state could be granted the authority to require remote businesses to collect and remit sales taxes on transactions made by their state's residents. If South Dakota loses, the long-term viability of the sales tax as a state revenue stream for states may be in jeopardy. For more, visit [NCSL's page](#) that summarizes the case as well as the history of remote sales tax collection issue in the states.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DACA and Immigration Debate Stalls in Senate

Before Congress recessed, and before the re-emergence of the gun control debate, a fierce debate on immigration consumed Capitol Hill. However, lawmakers on Capitol Hill failed to reach a consensus on the issues of immigration reform, border security and the "Dreamers" and there is still no clear path forward for a comprehensive deal. In the Senate, neither of the four immigration-related proposals cleared the 60 vote threshold needed to advance legislation and it is unlikely that any proposal from the House would be entertained by the Senate.

While the president had set March 5 as the deadline for Deferred Action for Childhood Arrivals (DACA) recipients, at which point he would terminate the program, federal district judges in California and New York have delayed that possibility, thus allowing more time for negotiators to work out a deal. On Monday morning, the U.S. Supreme Court denied the administration's request to rule on the legality of DACA in advance of a U.S. Circuit Court decision. In a one sentence denial of the administration's request, the Court stated, "[I]t is assumed that the Court of Appeals will proceed expeditiously to decide this case." The Court of Appeals is expected to rule on the injunction as early as April.

NCSL Contact: [Susan Frederick](#), [Lucia Bragg](#)

White House Meeting on School Safety

In the wake of the Parkland, Fla., school shooting, last week President Donald Trump, Vice President Mike Pence, and Secretary of Education, Betsy DeVos met with more than 40 survivors, teachers and community members to discuss strategies to reduce school violence. In the meeting, the president expressed his support to improve federal background checks on gun purchases, equip school staff with firearms and explore other avenues to improve school safety. The president also issued a [Presidential Memorandum](#) directing the U.S. Department of Justice to "expeditiously as possible, to propose for notice and comment a rule banning all devices that turn legal weapons into machineguns." An official [federal regulatory review](#) of the "bump stock" rule began last fall, following the deadly shooting in Las Vegas, Nev. Over 100,000 comments were received and are being reviewed by the Justice Department.

NCSL Contact: [Joan Wodiska](#)

Supreme Court to Hear Online Sales Tax Case in April

On Friday, the Supreme Court set the argument date for the *South Dakota v. Wayfair* remote sales tax case for Tuesday, April 17. If the court rules in the South Dakota's favor, every state could be granted the authority to require remote businesses to collect and remit sales taxes on transactions made by their state's residents. If South Dakota loses, the long-term viability of the sales tax as a state revenue stream for states may be in jeopardy. For more, visit [NCSL's page](#) that summarizes the case as well as the history of remote sales tax collection issue in the states.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DACA and Immigration Debate Stalls in Senate

Before Congress recessed, and before the re-emergence of the gun control debate, a fierce debate on immigration consumed Capitol Hill. However, lawmakers on Capitol Hill failed to reach a consensus on the issues of immigration reform, border security and the "Dreamers" and there is still no clear path forward for a comprehensive deal. In the Senate, neither of the four immigration-related proposals cleared the 60 vote threshold needed to advance legislation and it is unlikely that any proposal from the House would be entertained by the Senate.

While the president had set March 5 as the deadline for Deferred Action for Childhood Arrivals (DACA) recipients, at which point he would terminate the program, federal district judges in California and New York have delayed that possibility, thus allowing more time for negotiators to work out a deal. On Monday morning, the U.S. Supreme Court denied the administration's request to rule on the legality of DACA in advance of a U.S. Circuit Court decision. In a one sentence denial of the administration's request, the Court stated, "[I]t is assumed that the Court of Appeals will proceed expeditiously to decide this case." The Court of Appeals is expected to rule on the injunction as early as April.

NCSL Contact: [Susan Frederick](#), [Lucia Bragg](#)

DYK? Since 1870, when Senator [Hiram Revels](#) of Mississippi and Representative [Joseph Rainey](#) of South Carolina became the first African Americans to serve in Congress, a total of 153 African Americans have served as U.S. Representatives, Delegates, or Senators.

Congressional Appropriators Race to March 23 Deadline

The Bipartisan Budget Act of 2018 included the fifth continuing resolution (CR) for fiscal year (FY) 2018 and set new spending caps on how much the government can spend through FY 2019. Now, lawmakers have just four weeks to craft the 12 annual appropriations bills, or one combined omnibus bill, before March 23 when the government is at risk of another government shutdown. To make things even more complicated, the budget deal also had several informal agreements that were agreed to, but did not give specifics. This includes yearly funding of:

- \$3 billion to "fight against the opioid and mental health crises."
- \$10 billion for infrastructure.
- \$2 billion to "rebuild and improve" veteran's health care.
- \$2 billion for "college affordability."
- \$2.9 billion for the child care development block grant.
- \$1 billion for the National Institutes of Health.

Now, appropriators will have to translate how this funding will look while the party leaders act as chaperones to make sure everybody complies with the deal's stipulations. This also may be the last major legislative vehicle of the year, so you can bet lawmakers are rushing to get their priority bills added to the omnibus. The budget deal reached earlier this month also created a joint committee that is specifically tasked with "advancing reforms to the budget and appropriations process." Last week, House leaders made their selections on who would try to tackle this monstrous task. Speaker Paul Ryan chose Steve Womack (R-Ark.), Rob Woodall (R-Ga.), Jodey Arrington (R-Texas), and Pete Sessions (R-Texas), while Minority Leader Nancy Pelosi chose Nita Lowery (D-N.Y.), Lucille Roybal-Allard (D-Calif.), Derek Kilmer (D-Wash.) and John Yarmuth (D-Ky.). Senate leaders have yet to name their eight members to the reform committee.

NCSL Contacts: [Max Behlke](#), [Jake Lestock](#)

DYK? On Feb. 25, 1863, 155 years ago, President Abraham Lincoln signed the National Currency Act (later called the "National Bank Act"), which was the first attempt to establish a central bank following the failures of the First and Second Banks of the United States. The law aim to address the hodge-podge of local banks, local money, and conflicting regulatory standards that existed before the Civil War. The act allowed for the creation of national banks, planned for a national currency, and gave the federal government the ability to sell war bonds and securities.

House Republicans Signal Willingness to Negotiate with Senate on Banking Reform Measures

House Financial Services Committee Chair, Jeb Hensarling (R-Texas), appears to be open to negotiations with the Senate on Dodd-Frank rollback measures. Hensarling, who has a steady track record of wanting to wholly dismantle Dodd-Frank, now seems to be open to more moderate reforms in a strategic attempt to get legislation to the president's desk.

Hensarling's original banking reform legislation, the Financial CHOICE Act of 2017, would have removed significant portions of Dodd-Frank. His new strategy consists of multiple individual bills amounting to an a la carte offering of banking reform measures. House Republicans are hoping that this strategy is more palatable to moderate senators than the sweeping Financial CHOICE Act, which many deemed D.O.A. in the Senate last year after it passed the House.

In his attempt to work with the Senate, Hensarling seems willing to ease up on tough reform proposals designed to slash the Consumer Financial Protection Bureau—an agency that has proven to be a political lightning rod since its Dodd-Frank inception in 2010. Bipartisan policies that seem to be on the table in both chambers include relaxing regulatory oversight of credit rating agencies and increasing capital holdings thresholds for small and mid-sized banks that currently require heightened scrutiny under Dodd-Frank.

These latest attempts to move bi-partisan banking reform legislation come at the chagrin of some Democrats who feel that such measures would amount to taking a step back after progress made in the post-Great Recession era. If the House and Senate can successfully negotiate the legislation, the president has signaled ardent support for legislation that rolls-back Dodd-Frank in any form.

NCSL Contact: [Ethan Wilson](#)

Also of Note...

- [Governors to Washington: Stop dithering on guns](#) – POLITICO

State leaders from both parties implored federal lawmakers this weekend to listen to their states' examples for responsible firearm legislation after the school shooting in Parkland, Fla., increasingly exasperated with the slow pace of debate and halting progress in the nation's capital.

- [Trump's personal pilot 'in the mix' to lead the Federal Aviation Administration](#) – Washington Post

President Trump's personal pilot is "in the mix" to lead the Federal Aviation Administration, a White House official confirmed Sunday night.

- [After testy call with Trump over border wall, Mexican president shelves plan to visit White House](#) – Washington Post

Tentative plans for Mexican President Enrique Peña Nieto to make his first visit to the White House to meet with President Trump were scuttled this week after a testy call between the two leaders ended in an impasse over Trump's promised border wall, according to U.S. and Mexican officials.

- [California Democratic Party doesn't endorse Feinstein re-election bid](#) – Fox News

The California Democratic Party will not endorse Sen. Dianne Feinstein's re-election bid this year, with delegates at the party's annual convention giving the majority of votes to her top primary challenger, progressive State Sen. Kevin de Leon.

- [Read the Democratic rebuttal to the Nunes memo, annotated](#) – Washington Post

[Read the Feb. 12, 2018 Capitol-to-Capitol.](#)

Like Capitol-to-Capitol? Have ideas or suggestions for how it can be improved? Please take two minutes to let us know in this [very short survey!](#)

We are always looking for interesting trivia about states, legislatures and American history. If you have some great facts, don't keep them to yourself. Let us know by clicking [here](#). We will likely include them in a future edition of Capitol to Capitol!

If you have comments or suggestions, please contact [Max Behlke](#).

[Read More](#)

Capitol to Capitol is a publication of the National Conference of State Legislatures. NCSL is recognized as a formidable lobbying force in Washington, D.C. NCSL works to protect states from unfunded federal mandates and unwarranted federal pre-emption of state authority, and seeks to provide state legislatures the flexibility they need to innovate and be responsive to the unique needs of their residents. NCSL's advocacy is guided by the policy directives and resolutions adopted during NCSL's Legislative Summit.



© National Conference of State Legislatures

Denver: 303-364-7700

Washington: 202-624-5400

[Unsubscribe](#) from these messages.

7700 East First Place, Denver, CO 80230

From: Heartland Government Relations
Sent: Friday, March 2, 2018 3:35 PM
To: Rep48
Subject: The Leaflet: Welfare Reform Works

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)



Welfare Reform Works

Wisconsin continues to be a national innovator when it comes to welfare reform. Wisconsin Gov. Scott Walker (R) will soon add his signature to a host of nine bills that build on previous reforms aimed at helping to move more Wisconsinites from government dependency to self-sufficiency.

The "Wisconsin Works for Everyone" reform initiative, which has been spearheaded by Walker since he first announced the plan more than a year ago, mimics similar reforms passed by former Wisconsin Gov. Tommy Thompson (R). Throughout Thompson's tenure (1987–2001), 800,000 net jobs were created in Wisconsin, and there was a 93 percent reduction in the state's welfare rolls. Thompson's reforms were so successful that they were

later used by President Bill Clinton and congressional Republicans in their revamp of welfare at the national level.

One of the changes the bills would institute is an adjustment to the state's Supplemental Nutrition Assistance Program (SNAP), also known as food stamps. If approved by the U.S. Department of Agriculture (USDA), the state would require able-bodied food stamp recipients to work or be enrolled in a job training program for at least 30 hours per week, an increase of 10 hours per week compared to current law.

In a USDA press release, Agriculture Secretary Sonny Perdue voiced his support for SNAP innovation to promote work and self-sufficiency. "Long-term dependency has never been part of the American dream. USDA's goal is to move individuals and families from SNAP back to the workforce as the best long-term solution to poverty. Everyone who receives SNAP deserves an opportunity to become self-sufficient and build a productive, independent life."

Another key part of the Wisconsin Works for Everyone plan is Medicaid reform. The state submitted a Section 1115 demonstration waiver in June 2017 to the Centers for Medicare and Medicaid. If approved by the federal government, the waiver would lead to the creation of monthly premiums and copayments for emergency department visits, subject recipients to drug screenings and offer treatment to those who test positive, and limit benefits to 48 months for those not meeting the state's work requirements.

The Heartland Institute endorses many of the Badger State's reform measures and has been encouraging Wisconsin to make additional changes for years. In January, John Nothdurft, director of government relations, testified in support of the reform bills in a Wisconsin joint committee hearing. Heartland President Tim Huelskamp cited Heartland's assistance in moving these bills forward in a recent press release: "Congratulations to Gov. Walker and the Republican legislature for passing these long-overdue welfare reforms. The Heartland Institute was pleased to assist in their development and plans to promote the adoption of these in the other 49 states."

Wisconsin has long been a leader in welfare reform. In 2015, Wisconsin was given an "A" grade in Heartland's *Welfare Reform Report Card*, and the additional changes offered as part of the Wisconsin Works for Everyone plan would help it remain one of the most innovative and reform-minded states in the country.

In the *Ten State Solutions to Emerging Issues* booklet, experts at The Heartland Institute provide lawmakers interested in fixing their welfare programs with several key policy reforms that have been proven to improve state budgets and help people break the government-created cycle of dependency and poverty. Solutions include work requirements, consolidating redundant agencies, eliminating fraud and abuse, and applying for 1115 demonstration waivers to give states flexibility in administering Medicaid.

What We're Working On

= A

Education

Study Shows Nearly Half of Florida's ESA Parents Are Using Funds to Customize Their Child's Education

In this *Research & Commentary*, Policy Analyst Tim Benson writes about a new study from EdChoice, titled *Personalizing Education: How Florida Families Use Education Savings Accounts*. The study reveals 42 percent of families participating in Florida's Gardiner Scholarship Program used their ESA funds to customize their child's education during the 2015–16 school year. These findings are important because they show parents are using the Gardiner ESA as intended, utilizing a variety of options to come up with an educational program that meets the unique educational needs of their children.

Energy & Environment

EPA Finds Greenhouse-Gas Emissions Continue to Decline While Oil, Natural Gas Production Increase

In this *Research & Commentary*, Policy Analyst Tim Benson writes about EPA's 2018 Greenhouse Gas Inventory (GHGI), which revealed total gross greenhouse-gas emissions (GHG) in the United States decreased by 2 percent between

2015 and 2016. In 2007, GHG emissions were 15.6 percent above 1990 levels, which is the GHGI baseline. Now, GHG emissions are just 2.6 percent above 1990 levels, 11.6 percent below 2005 levels. The report also goes on to note combined methane emissions from oil and natural gas systems have declined by 1.5 percent from 2015 to 2016, and by a total of 14.7 percent since 1990. From natural gas systems alone, the decrease in methane emissions is 16.3 percent since 1990.

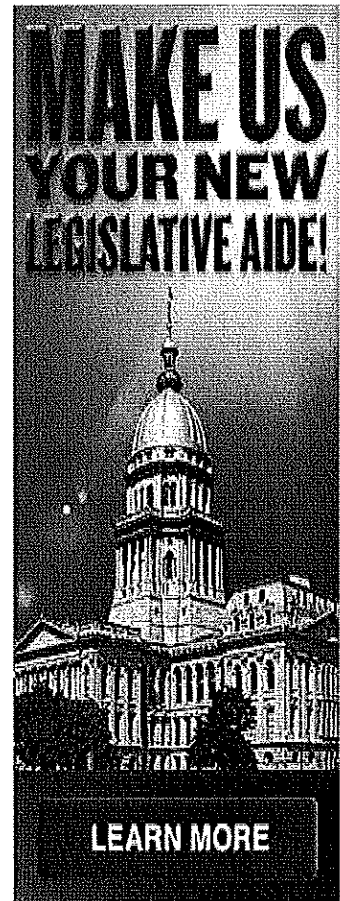
Health Care

Trump Administration Throws Lifeline to Obamacare Victims
State Government Relations Manager Charlie Katebi examines a new proposal by the Trump administration to expand access to affordable health plans known as short-term insurance in a recent column in *The Hill*. Katebi wrote, "The Department of Health and Human Services (HHS) proposed new rules to offer consumers an expanded array of affordable health coverage options. The newly proposed rules would extend the allowable duration of health plans known as short-term insurance from three months to 12 months. = 2 The vast majority of the customers lining up to buy these new policies will likely be among the tens of millions of individuals who cannot afford Obamacare's sky-high premiums and are currently uninsured." 30

Budget & Tax

Washington State Seeks to Reform Civil Asset Forfeiture Laws
In this *Research & Commentary*, Senior Policy Analyst Matthew Glans discusses a positive development in Washington State regarding civil asset forfeiture. Currently, Washington has a "D-" grade on its civil asset forfeiture laws, as analyzed by the Institute for Justice. Three bills being considered in the state's legislature would raise the standard of proof required for seizure, deposit proceeds from seized property into a public education fund, and place the burden of proof on the seizing agency. Glans concluded, "Assets should be seized only for criminal reasons, and law enforcement should not have incentives to seize any more property than is necessary and justified. Although incorporating these reforms into one bill would be preferable, each of these bills would take a positive step toward limiting the government's incentive to seize."

From Our Free-Market Friends
City Pension Data Update



POLICY NEWSPAPER

Truth in Accounting, a government finance watchdog group, has updated its municipal pension database that contains important information about the largest public pension systems in the country. According to Truth in Accounting, the worst funded pension plans in the three largest cities are the New York City Fire Department Pension Fund (57 percent funded), Los Angeles City Employees' Retirement System (68 percent funded), and Chicago Municipal Employees' Annuity and Benefit Fund (19 percent funded).

Truth in Accounting, a government finance watchdog group, has updated its municipal pension database that contains important information about the largest public pension systems in the country. According to Truth in Accounting, the worst funded pension plans in the three largest cities are the New York City Fire Department Pension Fund (57 percent funded), Los Angeles City Employees' Retirement System (68 percent funded), and Chicago Municipal Employees' Annuity and Benefit Fund (19 percent funded).




In the February issue of *School Reform News*, Ashley Bateman reports on Connecticut's underfunded government pension system, which is the worst in the nation. The "Unaccountable and Unaffordable" study, released by ALEC in December 2017, finds the state has a 19.7 percent funding ratio and sets retiree benefits through collective bargaining.

Environment & Climate
News

Budget & Tax News

Health Care News

Truth in Accounting, a government finance watchdog group, has updated its municipal pension database that contains important information about the largest public pension systems in the country. According to Truth in Accounting, the worst funded pension plans in the three largest cities are the New York City Fire Department Pension Fund (57 percent funded), Los Angeles City Employees' Retirement System (68 percent funded), and Chicago Municipal Employees' Annuity and Benefit Fund (19 percent funded).



The Heartland Institute

The Heartland Institute, founded in 1984, is a national non-profit organization dedicated to discovering, developing, and promoting free-market solutions to economic and social problems.

Our Websites

- The Heartland Institute
- PolicyBot
- The Freedom Pub
- The Parent Trigger
- Climate Conference

Manage Your Subscription = 9

This message was sent to rep48@ohiohouse.gov from awilkerson@heartland.org

Heartland Government Relations
The Heartland Institute
3939 North Wilke Road
Arlington Heights, IL 60004

"iContact"
TRY IT FOR FREE >

From: Public Policy Law360
Sent: Wednesday, March 7, 2018 5:27 AM
To: Rep48
Subject: Senate Broadly Approves Trump Pick For Louisiana Judge

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please unsubscribe



Wednesday, March 7, 2018



= 9 TOP NEWS

= 9

Senate Broadly Approves Trump Pick For Louisiana Judge

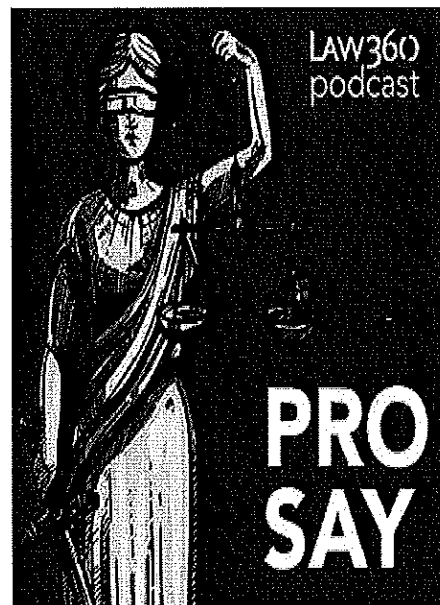
The Senate voted to confirm President Donald Trump's pick for a Louisiana federal judgeship Tuesday, the latest in a series of nominees to garner bipartisan support. Read more » = 9

Cohn Leaves Top White House Economic Post As Tariffs Loom

President Donald Trump's chief economic adviser, Gary Cohn, stepped down from his role Tuesday after reportedly opposing the president's proposed tariffs on steel and aluminum imports. Read more = 2

= 9

DOJ Sues California Over Sanctuary Immigration Policies



Listen to our new podcast here

= 9

LAW FIRMS

The federal government asked a California federal judge on Tuesday to invalidate three Golden State laws that the U.S. Department of Justice says are interfering with its ability to enforce federal immigration laws, prompting defiant statements from state officials. Read more »

= 9

Feature

With No Trump Pick For SDNY Atty, Judges May Step In

Geoffrey Berman's interim appointment as U.S. attorney for the Southern District of New York is set to expire in a matter of weeks, shouldering Manhattan federal judges with the responsibility of appointing Berman until a formal nomination is made by the White House and confirmed by the Senate, finding someone else or even opting out entirely. Read more »

Analysis

Why Doesn't Paul Manafort Cut A Deal?

Michael Flynn, Rick Gates and others who face prosecution by Special Counsel Robert Mueller have cut plea deals, so why hasn't Paul Manafort? White collar defense attorneys have a few ideas. Read more »

Analysis

= 9 W.Va. Teachers Strike May Be Harbinger Of More Labor Strife = 9

With public-sector collective bargaining rights under assault in numerous statehouses and the U.S. Supreme Court mulling whether requiring public-sector workers to pay union fees is unconstitutional, a nine-day teachers strike in West Virginia that ended Tuesday may foreshadow an uptick in aggressive work stoppage tactics elsewhere, legal experts say. Read more »

BANKING & SECURITIES

= 9

Arnold & Porter
Carter Scholer
ComputerLaw Group LLP
= 9
Covington & Burling
Cravath Swaine

DLA Piper

Dentons
Drummond Woodsum
Earthjustice
Foley & Lardner
= 9
Greenberg Gross
Greenberg Traurig
Greensfelder Hemker
= 9
Jackson Lewis
Kilpatrick Townsend
Kirkland & Ellis
Lankler Siffert
Latham & Watkins
Law Offices of Howard Lee Schiff
Manatt Phelps
McCarter & English
Morgan Lewis
O'Connell & Aronowitz
O'Melveny & Myers

O'Neill & Borges

= 9
Pachulski Stang
Paul Weiss
Perkins Coie
Porzio Bromberg
= 9
Proskauer Rose
Schulte Roth

SEC Considers NYSE Proposal To Ease Blank Check Rules

The U.S. Securities and Exchange Commission will launch deliberations on a New York Stock Exchange proposal to ease listing rules on blank check companies, which make up a growing subset of the initial public offerings market, according to an order Monday. Read more »

ENERGY & ENVIRONMENTAL

Feature

Legal Scorecard Belies EPA's Rosy Deregulatory Outlook

= 9

A U.S. Environmental Protection Agency report touting Administrator Scott Pruitt's first-year accomplishments doesn't mention the legal snags encountered by the agency as it tries to roll back implementation of Obama-era energy and environmental rules. Here's a recap of the EPA's past defeats and current battles, as well as a preview of the fights to come. Read more »

Interior Secretary Touts Slashed Regs, New Drilling Options

U.S. Secretary of the Interior Ryan Zinke told energy industry leaders on Tuesday that he has flipped the script on outer continental shelf oil and gas leases, opening 90 percent of the acreage for development, and is also on pace to cut 22 regulations for every new rule enacted. Read more »

9th Circ. Digs Into Ore. Low-Carbon Fuel Standards Dispute

An engaged Ninth Circuit panel Tuesday questioned fuel industry groups on their claim that Oregon's system for enforcing low-carbon fuel standards unconstitutionally discriminates against companies based out-of-state, while pressing Oregon's attorney on whether the

Seyfarth Shaw

= 9

Shearman & Sterling

Sidley Austin

Simpson Thacher

= 9

Skadden

= A

SmithAmundsen LLC

Squire Patton Boggs

= 9

Sullivan & Cromwell

Valle Makoff

Vinson & Elkins

Wachtell Lipton

Walden Macht

Wilentz Goldman

Willkie Farr

Yurko Salvesen

COMPANIES

23andMe Inc.

AT&T Inc.

Amazon.com Inc.

= 9

American Bar Association

American Chemistry Council Inc.

American Civil Liberties Union

American Federation of Teachers

= 9

American Fuel & Petrochemical Manufacturers

= 9

American Petroleum Institute Inc.

American Trucking Associations Inc.

Associated Press

Bank of America Corporation

Broadcom Ltd.

groups deserve a fuller hearing at the trial-court level. Read more »

DC Circuit Clarifies EPA's 'Sham Recycling' Rule Decision

The D.C. Circuit Court on Tuesday modified its ruling last year that struck down portions of the U.S. Environmental Protection Agency's regulatory definition of solid waste, agreeing with industry arguments over scope and making it easier to exclude some material from regulation. Read more »

EPA, Fisheries Won't Rethink OK Of Sediment Standard = 9

The U.S. Environmental Protection Agency and National Marine Fisheries Service urged a Washington federal judge Monday to dismiss an environmental group's suit challenging a finding that commercial salmon farms would not adversely affect threatened species, arguing the agencies had no duty or authority to revisit the decision. Read more »

= A

Senate Dems Want Answers On EPA Head's Security Chief

A pair of Democratic senators on Tuesday asked U.S. Environmental Protection Agency Administrator Scott Pruitt to hand over information on his security chief Nino Perrotta, driven by concerns that Perrotta may have influenced EPA contracts awarded to one of his business partners. Read more »

Experts Urge Delicate Approach On NAFTA, Tariffs

The chairman and CEO of Emerson Electric Company and the president and CEO of the Federal Reserve Bank of Dallas told energy industry leaders on Tuesday evening that while the North American Free Trade Agreement is in need of tweaks and upgrades, it's something that should be done carefully. Read more » = 9

HEALTH & LIFE SCIENCES

Business Intelligence Associates Inc.

Cable News Network Inc.

Center for Biological Diversity Inc.

= 9

Centerview Partners LLC

Chevron Corporation

Competitive Power Ventures Holdings LLC

Credit One Bank NA

Deutsche Bank AG

= 9

Eastman Kodak Co.

Emerson Electric Co.

Experian

Facebook

Freeport-McMoRan Inc.

Goldman Sachs Group Inc.

Google Inc.

Hutchison 3G UK Holdings Ltd.

IHS Markit Ltd.

Investment Company Institute

JPMorgan Chase & Co.

= 9

Lambda Legal Defense & Educational Fund

Land of Lincoln Mutual Health Insurance Co.

= A

LinkedIn Corp.

MGM Resorts International

Microsoft Corporation

Moelis & Co.

Molina Healthcare, Inc.

Morgan Stanley

= 9

NASDAQ OMX Group Inc.

NXP Semiconductors NV

= 9

= 9

FDA Backs 23andMe Tests For Breast Cancer Risks

The U.S. Food and Drug Administration said Tuesday it will allow genetics research company 23andMe to conduct new direct-to-consumer testing of three mutations in a gene that are associated with higher risks of breast, ovarian and prostate cancer. [Read more »](#)

= 9

Teva Blocking Senate Opioid Investigation, McCaskill Says

Teva Pharmaceutical Industries Ltd. is refusing to provide the U.S. Senate with documents requested as part of an investigation into how drug manufacturers and distributors contributed to the opioid crisis, Sen. Claire McCaskill said Tuesday. [Read more »](#)

INSURANCE

NJ Insurance Fraud Prosecutor, AG Division Leaders Named

Three longtime prosecutors have been tapped for leadership roles within New Jersey's Department of Law and Public Safety to oversee civil litigation, criminal prosecutions and insurance fraud matters, the state attorney general's office announced Tuesday. [Read more »](#)

EMPLOYMENT

= 9

Labor Sec. Says He's Fine With Congress Protecting Tip Pools

Labor Secretary Alex Acosta said he would support a law blocking employers from pocketing workers' tips Tuesday at a wide-ranging budget hearing that also touched on work visas, a proposal to let businesses join together to form health insurance "associations," and a new initiative helping

National Association of Broadcasters

National Association of Manufacturers

= 9

National Education Association

Natural Resources Defense Council

Netflix Inc.

Philadelphia Trial Lawyers Association

QUALCOMM Incorporated

Regents of the University of California

Sierra Club

= 9

Skype Technologies SA

Spotify Technology SA

Tax Foundation

Teva Pharmaceutical Industries Limited

Twitter Inc.

Uber Technologies Inc.

= 9

United States Steel Corporation

United Steelworkers

Vodafone Group plc

Vonage Holdings Corp.

Wayfair LLC

Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

= 9

Bureau of Labor Statistics

California Air Resources Board

Committee on Foreign Investment in the United States

Department of Commerce

Drug Enforcement Administration

employers come clean on wage violations without litigation. [Read more »](#)

GAO Advises Agencies On Aiding Retirement Account Holders

The U.S. Department of Labor needs to pressure employers to search for retirement plan participants who have lost track of their savings, while the IRS needs to clear up how participants in foreign retirement plans should report their savings, the U.S. Government Accountability Office said Monday. [Read more »](#)

= 9

Nashville Mayor Resigns After Pleading Guilty To Wage Theft

= 9

The mayor of Nashville resigned Tuesday after pleading guilty in Tennessee state court to felony theft of over \$10,000, which prosecutors said was related to an extramarital affair she had with her former head of security. [Read more »](#)

AEROSPACE & DEFENSE

= 9

US Blasts Disclosure Bid In Transgender Military Ban Fight

The federal government said Monday it need not fork over more information about the witnesses and documents that may be used to defend a ban on transgender military service members, arguing the U.S. has provided everything it must so far regarding a yet-to-be-finalized policy. [Read more »](#)

= 9 INTERNATIONAL TRADE

= 9

Trump's Steel, Aluminum Tariffs May Cost \$9B, Analysis Says

The costs associated with the Trump administration's announcement that steel and

= 9

European Commission

European Union

Executive Office of the President

Federal Aviation Administration

Federal Bureau of Investigation

Federal Communications
Commission

Federal Reserve Bank of Dallas

= 9

Food and Drug Administration

Government Accountability Office

Internal Revenue Service

= 9

Mashantucket Pequot Tribal Nation

Mohegan Tribe

NAFTA

National Labor Relations Board

National Marine Fisheries Service

= 9

National Telecommunications and
Information Administration

Office of the U.S. Trade
Representative

Oregon Department of Justice

Pennsylvania Department of
Revenue

= 9

Pennsylvania Supreme Court

Pension Benefit Guaranty Corp.

Securities and Exchange
Commission

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Health and
Human Services

U.S. Department of Homeland
Security

U.S. Department of Justice

U.S. Department of Labor

aluminum imports will be slapped with 25 percent and 10 percent tariffs will be borne by U.S. companies and eventually domestic consumers, with total costs potentially reaching \$9 billion in 2018, according to a Tax Foundation analysis published Tuesday. Read more »

= 9 TAX

= 9

States Can Tax Remote Sellers Despite Quill, US Says

President Donald Trump and Treasury Secretary Steven Mnuchin have favorably discussed it, but the nation's top litigator made it official on Monday: The position of the United States is that states have the authority to compel remote sellers to collect and remit use tax. Read more »

= A

House Panel Chair Favors IRS Funding To Implement Tax Law

= 9

The head of the House Appropriations subcommittee responsible for funding the Internal Revenue Service on Tuesday said he supported giving the agency the resources it needs to carry out implementation of the new tax law passed in December. = 9 Read more »

= 9

Amazon Will Begin Collecting Pa. Sales Tax April 1

Amazon.com Inc., the world's largest retailer, confirmed to Law360 on Monday that it will begin automatically calculating, collecting and remitting sales tax in Pennsylvania starting April 1 for all transactions it facilitates for out-of-state sellers. Read more »

Think Tank Criticizes EU's Plan To Tax Digital Economy

= 9 The European Commission's plan to tax the digital economy is based on distorted

= 9

U.S. Department of the Interior

U.S. Environmental Protection Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

World Trade Organization

financial data that doesn't reflect the effective corporate rates that many tech companies are already paying, according to a recent report from a think tank in Europe. [Read more »](#)

BANKRUPTCY

= 9

Puerto Rico Regulator Wants Power In PREPA Restructuring

Looking to draw jurisdictional boundaries, Puerto Rico's energy regulator has filed an adversary complaint against the island's electric utility and the federal board shepherding the territory through its historic debt crisis, saying it must authorize any restructuring changes that impact its areas of oversight. [Read more »](#)

IMMIGRATION

Feds Can't Use DACA Info For Enforcement, Judge Says = 9

A Maryland federal judge ruled Monday that the Trump administration didn't err in deciding to rescind the Deferred Action for Childhood Arrivals program but said it cannot use DACA information for enforcement purposes in an opinion that quotes the famous words of Rodney King — "Can we all get along?" [Read more »](#)

= A

Calif. Judge Won't Toss 'Sanctuary' City Funding Suits

A California federal judge on Monday denied the Trump administration's bid to toss two suits challenging its policies towards so-called "sanctuary" communities for undocumented immigrants, but rejected California's request that the court greenlight a \$1 million federal grant the state believes is in jeopardy. [Read more »](#)

NATIVE AMERICAN

= 9

Tribes, Feds Fight MGM Bid To Join Conn. Casino Row

Two tribes and the state and federal entities in a suit alleging the U.S. government failed to act in time on proposed amendments to a new Connecticut casino deal urged a Washington, D.C., federal court Monday to deny MGM Resorts' bid to intervene, saying the entertainment giant has no business getting involved. [Read more »](#)

TELECOMMUNICATIONS

= 9

House Passes Bipartisan FCC Reauthorization = 9

The House of Representatives passed the reauthorization Tuesday of the Federal Communications Commission, sending a package of agency reforms to the Senate with bipartisan support. [Read more »](#)

= 9

Three, Vodafone Hit With UK Net Neutrality Violation Probe

The United Kingdom's telecom regulator is investigating Hutchison 3G UK Ltd. and Vodafone Ltd. for potential violations of the European Union's new net neutrality regulations against throttling and other data practices, the agency announced Tuesday. [Read more »](#)

= 9 CFIUS Details Concerns Over Broadcom's Qualcomm Bid

The Committee on Foreign Investment in the U.S. is investigating whether Broadcom's proposed \$117 billion hostile takeover of Qualcomm will harm national security by weakening U.S. influence over 5G standardization and disrupting U.S. Department of Defense technology contracts, according to a letter from the U.S. Treasury released Tuesday. [Read more »](#)

= 9

= 9 Spectrum Clearing Is A Federal Priority, NTIA Head Says

The federal government must drill down on repurposing spectrum to stay competitive as wireless networks transition to 5G technology, the head of the National Telecommunications and Information Administration told U.S. representatives during a congressional hearing Tuesday. [Read more »](#)

Rural Web, Cell Carriers List 'Pain Points' To House Panel

Groups representing small wireless carriers and internet service providers on Tuesday appeared before the House Small Business Committee, appealing for a multi-faceted approach to service obstacles for rural and low-income communities. [Read more »](#)

PEOPLE

= 9

= A

Senate Confirms Skadden Partner For USTR Leadership Team = 9

The Senate approved a Skadden Arps Slate Meagher & Flom LLP partner to serve in the Office of the U.S. Trade Representative on Monday, filling the last deputy slot to assist USTR Robert Lighthizer in crafting U.S. trade policy. [Read more »](#)

POLITICS

Philly Bar Groups Defend Justices In Redistricting Fight

Organizations representing both Philadelphia's plaintiffs attorneys and civil defense attorneys on Tuesday jointly announced their support of Pennsylvania Supreme Court justices who have recently been the subject of impeachment threats after ruling to impose new congressional districts to correct for partisan gerrymandering. [Read more »](#) = A

Corp. Donation Ban Hurts Free Speech, Mass. Justices Hear

A pair of Massachusetts corporations on Tuesday asked the Supreme Judicial Court to strike down a century-old state law that bans corporations from making political contributions, while allowing unions and nonprofits to donate to candidates and cases, a status quo the businesses say violates their rights to free speech and equal protection. = 9
[Read more »](#)

= 9

Mass. High Court Ponders Impact Of Nixing Voter Deadline

The Massachusetts Supreme Judicial Court appeared concerned Tuesday about the ramifications of nixing the state's 20-day cutoff to register to vote, saying during oral arguments on a bid to loosen the requirement that it's unclear what the impact would be.
[Read more »](#)

WHITE COLLAR

3 Jurors Want Out Amid Deadlock In Trial Of Ex-Cuomo Aide

The jury weighing bribery charges against a former aide to New York Gov. Andrew Cuomo peppered a federal judge Tuesday with four testy notes, one signaling a deadlock and three from individuals begging to be excused, including one who wrote she "physically and emotionally cannot do this anymore." [Read more »](#)

EXPERT ANALYSIS

Congressional Forecast: March

Upcoming congressional action for the duration of March appears likely to resolve the budget and appropriations impasse of the last several months, after U.S. House and Senate leaders and the White House were able to reach an agreement last month on topline spending numbers for fiscal year 2018, say Layth

Elhassani and Kaitlyn McClure of Covington & Burling LLP. [Read more »](#)

= 9

'Risk Corridor' Litigation: Who Speaks For The Gov't?

One of the most heavily litigated issues in recent years involves "risk corridor" payments related to Section 1342 of the Affordable Care Act. There are a lot of interesting concerns in these cases, one of which is the conflicting views of the U.S. Departments of Justice and Health and Human Services, says Ralph Nash, professor emeritus of law at George Washington University. [Read more »](#)

TCPA Rules For VoIP Demand The Impossible From Cos.

= 9The Federal Communications Commission's regulatory treatment of voice over internet protocol services appears to clash with standards set by recent court decisions. Given that the use of VoIP services will only increase, the FCC should impose a more consistent and practical rule, says Eduardo R. Guzmán of Squire Patton Boggs LLP. [Read more »](#)

= 9

10 Tips For Working With IT To Preserve Data

Increasingly, when courts impose a "legal hold" they require legal supervision of the preservation process, meaning lawyers must rely heavily on information technology professionals to execute the mechanics. John Tredennick of Catalyst Repository Systems and Alon Israely of TotalDiscovery offer insights on how legal and IT can work together to make the process more efficient and fulfill the company's legal obligations. [Read more »](#)

LEGAL INDUSTRY

= 9

ABA Warns Attys On Ethics Of Social Media 'Hypotheticals'

Lawyers who posit "hypotheticals" based on real client details on their blogs and via Twitter risk running afoul of their duty to keep confidences, the American Bar Association warned Tuesday. [Read more »](#)

Mighty Raises \$114M Fund For Litigation Funders

Mighty, a technology service provider for litigation funders, is making a move into the industry's budding secondary market, announcing on Tuesday that it has raised \$114 million to help personal injury-focused litigation funders scale their businesses. [Read more ½ B](#)

= 9

Recruiter Told To Amend Simpson Thacher Search-Fee Suit

= 9

A New York federal judge has urged an attorney recruiter that accused Simpson Thacher & Bartlett LLP of failing to pay a \$937,500 matchmaking bill to amend its complaint against the law firm, saying at a Tuesday hearing it could narrow the dispute and get the case moving. [Read more = 2](#)

= 9

9th Circ. Revives Loan Advice Suit Against Heller Ehrman

= 9

A California federal bankruptcy judge erred when he decided the relationship between Heller Ehrman LLP and former client Paravue Corp. "conclusively terminated" in 2007 and started the clock running on Paravue's \$20 million malpractice suit, the Ninth Circuit said Monday. [Read more »](#)

LSAT Test Maker In Contempt Over Disability Compliance

A California federal judge held the Law School Admission Council in civil contempt Monday

after finding the LSAT test maker violated a settlement agreement by failing to accommodate test takers with disabilities, extending the agreement in question by two years and calling for two more audits of LSAC's compliance. [Read more »](#)

= 9

Feature

ABA TechShow Tackles Mental Health With 12-Step Meetings

= 9 Efforts to stem the tide of mental health issues such as addiction among lawyers are mounting, and an American Bar Association conference in Chicago this week is including 12-step meetings in its official schedule for the first time. [Read more »](#)

JOBS

[Search full listings or advertise your job opening](#)

Not sure if your firm subscribes? Ask your librarian.

We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
[you may unsubscribe here.](#)

Please DO NOT reply to this email. For customer support inquiries, please call 1-646-783-7100 or visit our [Contact Us](#) page.

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

= A

From: Heartland Government Relations
Sent: Thursday, March 22, 2018 4:05 PM
To: Rep48
Subject: Save the Date: America First Energy Conference 2018

Unsubscribe

It appears that you have subscribed to commercial messages from this sender. To stop receiving such messages from this sender, please [unsubscribe](#)



Save the Date: America First Energy Conference 2018

Mark your calendar for The Heartland Institute's America First Energy Conference at the Hilton Riverside Hotel in **New Orleans on Tuesday, August 7, 2018**. Come join us as we delve into President Trump's pioneering energy policies after last year's successful event in Houston, Texas.

The **America First Energy Conference 2018** will feature more than 30 presentations from acclaimed scientists, economists, elected officials, representatives from the Trump administration, and energy industry leaders. Join hundreds of state and national elected officials, think tank leaders, and policy analysts for this informative, networking opportunity.

In just over a year, President Trump's "America First Energy Plan" has revamped U.S. climate and energy policies, spurred economic growth, and restored **energy freedom**. In

New Orleans, we will examine Trump's energy accomplishments so far, and explore what's on the horizon ... aside from more drilling rigs off the Louisiana shore.

As Heartland President and CEO Tim Huelskamp stated in the program for the 2017 America First Energy Conference, "We can put America first. We can take the lead in powering the world and growing our economy. We can continue guiding the protection of Earth's air, land, and water."

Admission is free for regulators, elected officials, and legislative staff. A limited number of hotel accommodations and travel scholarships will be available for lawmakers who are members of Heartland's Legislative Forum. **Conference registration for legislators and staff will open May 7.** To RSVP before registration begins, please contact Arianna Wilkerson, government relations coordinator, at awilkerson@heartland.org or call 312/377-4000.

Disclaimer: This event is not affiliated with the American Legislative Exchange Council's Annual Meeting.

What We're Working On

Education

Strike Voucher Would Help Keep Oklahoma Students in Classrooms during Teacher Walkouts

In this *Research & Commentary*, Policy Analyst Tim Benson and Lennie Jarratt, Heartland's project manager for the Center for Transforming Education, propose solutions to a potential statewide, illegal teachers strike by the Oklahoma Education Association, which would begin on April 2. Benson and Jarratt describe how strike vouchers and Student Opportunity Scholarships could prevent future strikes and keep Oklahoma children in their classrooms while unions, state officials, and school districts duke it out in the collective bargaining process.

Budget & Tax

Research & Commentary: States Continue to Enact Disruptive Sales Tax Holidays

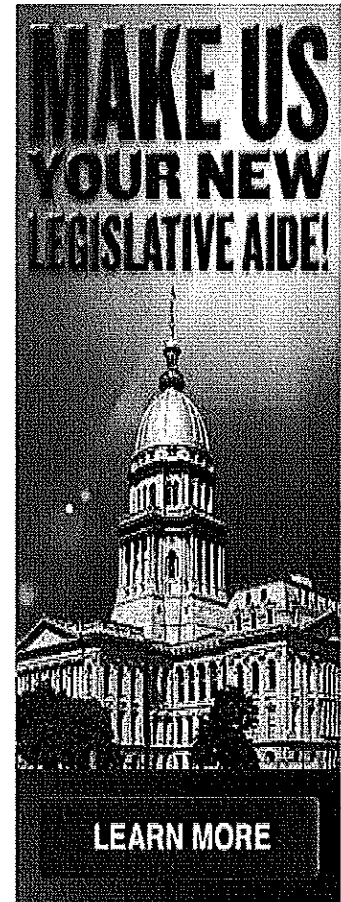
= A

Senior Policy Analyst Matthew Glans describes how sales tax holidays are an accounting trick that rewards businesses more than consumers in this *Research & Commentary*. = 2A state that has a competitive sales tax system does not need sales tax holidays. State legislators should focus on creating a permanent, less-complicated sales tax system that benefits consumers with lower rates, instead of using a temporary tax gimmick that benefits only a small number of companies," wrote Glans.

Health Care

Research & Commentary: New Hampshire Considers Rolling Back Medicaid Expansion

In this *Research & Commentary*, State Government Relations Manager Charlie Katebi discusses a proposal to reform New Hampshire's Medicaid program by implementing work requirements for able-bodied, childless adults. "By limiting Medicaid exclusively to those in need, New Hampshire would ensure its program is well-equipped to provide a reliable safety net for the state's truly vulnerable," wrote Katebi.



POLICY NEWSPAPER

Coal is Green

Fred Palmer, Heartland's senior fellow for energy and climate, debunks coal energy myths in the latest video installment of *Flashes of Freedom*. In a pithy manner, Palmer dispels the notion that coal is "dirty" because state-of-the-art, clean coal power plants emit almost zero emissions. Palmer also discredits the idea that carbon dioxide is "dirty," arguing CO₂ is a "benign gas required for life on Earth."

From Our Free Market Friends

Sell Lands, Fund Schools

The Cascade Policy Institute released a new study on Oregon's 1.5 million acre portfolio of Common School Trust Lands (CSTL). If Oregon sold its CSTL holdings, the Common School Fund would increase 600 percent. Oregon only makes \$4.25 per acre, which is the lowest among nine western states with CSTL portfolios. Between 2013 and 2015, Oregon's CSTL portfolio lost more than a \$1 million in net operating income. CSTL mismanagement and low sales figures leads to fewer funds for Oregon's public schools. Lobbying and litigation from environmental groups also decreased Oregon's CSTL returns. These groups contend that commodity production is outdated, unnecessary and wish to end the sale of public lands.



Budget & Tax News, Lindsey Schulenburg reports on proposed ordinances in Springfield, Missouri, that would require hosts on Airbnb, and similar online platforms, to purchase annual business licenses and occupancy certificates from the city. They would also limit the number of

hosts allowed in a
neighborhood.

School Reform News

Environment & Climate
News

Health Care News

	The Heartland Institute	Our Websites
	The Heartland Institute, founded in 1984, is a national non-profit organization dedicated to discovering, developing, and promoting free-market solutions to economic and social problems.	PolicyBot The Freedom Pub The Parent Trigger Climate Conference

Manage Your Subscription

This message was sent to rep48@ohiohouse.gov from awilkerson@heartland.org

Heartland Government Relations
The Heartland Institute
3939 North Wilke Road
Arlington Heights, IL 60004

iContact®
TRY IT FOR FREE >

From: Holly Cantrell
Sent: Wednesday, April 11, 2018 2:53 PM
To: Rep48
Subject: FW: Status Update

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Abby,

Please see the below email I attempted to send to Justin providing a status update on one of Representative Schuring's pending requests. Let me know if I can be of any further assistance to you regarding the content of this email.

Kindest Regards,

Holly Cantrell Gilman
Attorney
Ohio Legislative Service Commission
(614) 466-5041

From: Holly Cantrell
Sent: Wednesday, April 11, 2018 2:46 PM
To: Zielinski, Justin
Subject: Status Update

Hi Justin,

I am writing to provide you with a status update on your request for legislation regarding a school district's authority to authorize an employee to carry a concealed handgun in a school safety zone. As I mentioned in one of our previous phone calls, this request is complex and involves drafters from three research groups at LSC: (1) myself from the Education group, (2) Jeff Hobday and Dennis Papp from the Judiciary group, and (3) Julie Rishel and Paul Luzzi from the Employment group. The bill is close to being sent to processing. In the meantime, we want to alert you to some potential constitutional and legal issues with respect to drug testing, collective bargaining, and physical examinations. Additionally, the bill we are drafting differs from the suggested language in several respects, most noticeably in the form of terminology and definitions. We are also drafting a cover letter that will provide a brief summary of those issues and point out some of the changes we made to the proposed language.

It is our intention to complete this request sometime next week, at which point we would be happy to sit down with Representative Schuring, yourself, and/or the drafter of the proposed language to work through some of the issues, should Representative Schuring wish to do so.

Thank you for your continued patience regarding this request. Please let me know if there is anything we can do in the meantime to assist you.

Kindest Regards,

Holly Cantrell Gilman
Attorney
Ohio Legislative Service Commission
(614) 466-5041

From: Public Policy Law360
Sent: Friday, June 15, 2018 4:42 AM
To: Rep48
Subject: Comey 'Insubordinate' In Clinton Email Probe, Watchdog Says



PUBLIC POLICY

Introducing Law360 Tax Authority

A new way for tax specialists to get the news, insight, and updates they need to stay ahead of the curve.

Friday, June 15, 2018



TOP NEWS

Comey 'Insubordinate' In Clinton Email Probe, Watchdog Says

A U.S. Department of Justice watchdog scolded former FBI head James Comey on Thursday for "insubordination" in his handling of the Hillary Clinton probe during the 2016 presidential election, but found no evidence that the decision not to prosecute the former secretary of state was tainted by political bias. [Read more »](#)

Supreme Court Says Foreign Gov't Submissions Not Binding

The U.S. Supreme Court on Thursday held that a foreign government's interpretation of its own law is not "binding" on U.S. courts, throwing out a Second Circuit ruling nixing a \$147 million price-fixing judgment against two Chinese companies that received support from the Chinese government. [Read more »](#)



[Listen to our new podcast here](#)

LAW FIRMS

Akerman
Akin Gump

Trump Pick For Okla. Judgeship Advances Over Dems' Gripes

A judge on the shortlist for future U.S. Supreme Court openings made progress Thursday toward an Oklahoma federal court post, despite complaints from Democrats about his previous attacks on the U.S. Environmental Protection Agency and his lack of American Bar Association vetting [Read more »](#)

SEC Official Says Bitcoin And Ether Are Not Securities

A key Securities and Exchange Commission official said Thursday that the agency does not consider cryptocurrencies bitcoin and ether to be securities, while affirming that many digital tokens sold in fundraising schemes known as initial coin offerings are indeed securities. [Read more »](#)

Kaspersky Banned From Gov. Agencies By Federal Council

The Federal Acquisition Regulatory Council on Thursday introduced an interim rule that will ban federal agencies from using products made by embattled Russian-owned cybersecurity firm Kaspersky Lab Inc., saying the council was trying to give agencies and contractors time to adjust to the ban. [Read more »](#)

BANKING & SECURITIES

Currency Comptroller Resists Calls For Bank Review Info

The head of the Office of the Comptroller of the Currency told senators Thursday that it would be inappropriate for his agency to release more detailed findings from its now-completed major review of sales practices at several dozen banks in the wake of the Wells Fargo unauthorized accounts scandal. [Read more »](#)

NRA Asks To Depose NY Regulator In Discrimination Suit

Arnold & Porter
Babst Calland
Ballard Spahr
Barnes & Thornburg
Boies Schiller
Brewer, Attorneys & Counselors
Briglia Hundley
Buckley Sandler
Cleary Gottlieb
Cooper & Kirk
Covington & Burling
Cozen O'Connor
Cravath Swaine
Cullen Law Firm
Cuti Hecker
Davis Polk
Debevoise & Plimpton
Duane Morris
Eversheds Sutherland
Galanda Broadman
Gibson Dunn
Glaser Weil
Goodwin
Harris Wiltshire
Hausfeld
Hawke McKeon
Hobbs Straus
Holwell Shuster
Husch Blackwell
Immigration Law PLLC
Irell & Manella
Jones Day
Kanji & Katzen
Kaplan & Company LLP
Kasowitz Benson
King & Spalding
Kirkland & Ellis
Laura Devine Solicitors

The National Rifle Association said Thursday that it wants to depose New York's top financial services regulator to help it prepare its bid for a preliminary injunction in its suit accusing her of working with Gov. Andrew Cuomo to squash the gun rights advocacy organization by cutting it off from financial services. [Read more »](#)

ENERGY & ENVIRONMENTAL

EPA To Move Forward With New Pesticide Training Protocol

The U.S. Environmental Protection Agency will officially announce the availability of expanded pesticide safety training materials in the Federal Register, ending its postponement of an Obama-era rule that required certain employers to provide updated training, the New York Attorney General's Office announced Thursday. [Read more »](#)

HEALTH & LIFE SCIENCES

House Passes Bill Targeting Opioids Sent Via Foreign Mail

The U.S. House of Representatives cracked down on opioids sent through international mail, passing a bill Thursday that would require reporting to the U.S. Customs and Border Protection about the contents and senders of all foreign mail shipments, as well as impose a new fee for international express mail shipments. [Read more »](#)

Insurers, Doctors, Hospitals Assail GOP's New ACA Challenge

More than two dozen trade groups representing insurers, medical providers, hospitals and consumers on Thursday told a Texas federal judge the country's entire health care sector would be thrown into chaos if the court strikes down the Affordable Care Act's pre-existing condition protections. [Read more »](#)

Locke Lord
Manatt Phelps
McCandlish Holton
McDermott Will
Milbank Tweed
Nemecek & Cole
O'Donoghue & O'Donoghue
O'Melveny & Myers
Orrick Herrington
Paul Hastings
Paul Weiss
Proskauer Rose
Quinn Emanuel
Riley Safer
Rimon PC
Saul Ewing
Selendy & Gay
Sidley Austin
Simpson Thacher
Skadden
Stroock & Stroock
Susman Godfrey
Thomson & Weintraub
Weil Gotshal
Weinberg Roger
Wiley Rein
Willkie Farr
WilmerHale
Wilson Sonsini
Winston & Strawn

COMPANIES

AARP Inc.
AT&T Inc.
Airbnb Inc.
Amazon.com Inc.
America's Health Insurance Plans
American Academy of Family Physicians

IP & TECHNOLOGY

As New IP Tariffs Loom, China Implores Trump To Negotiate

With the Trump administration preparing to impose tariffs to punish China for its intellectual property regime, Beijing on Thursday made a last-ditch effort to convince the White House to hold off and instead peacefully negotiate a solution to the escalating trade quarrel. [Read more »](#)

New Bill Would Bar Quick Generics Approval For PTAB Users

Generics and biosimilar drugmakers who challenge brand patents at the Patent Trial and Appeal Board would be effectively closed off from accelerated approval pathways under a bill introduced Wednesday by U.S. Sen. Orrin Hatch, R-Utah, who co-authored the original law that enabled sped-up generics approvals. [Read more »](#)

MEDIA & ENTERTAINMENT

3rd Time's No Charm For Trump's Bid To Halt Defamation Suit

The New York Court of Appeals on Thursday denied President Donald Trump's bid to stay the defamation suit brought by former "Apprentice" contestant Summer Zervos over his claims that she lied when accusing him of sexual misconduct, the third time a court has blocked his efforts to stymie the suit. [Read more »](#)

TRANSPORTATION & INFRASTRUCTURE

Drivers Look For Class Cert. In Pa. Highway Toll Fight

Trade groups and trucking companies suing over highway tolls charged by the Pennsylvania Turnpike Commission urged a federal judge on Wednesday to certify a class

American Academy of Pediatrics
American Automobile Association
American Bar Association
American Cancer Society Inc.
American Civil Liberties Union
American College of Physicians
American Diabetes Association
American Federation of Government Employees
American Heart Association
American Hospital Association
American Immigration Lawyers Association
American Medical Association Inc.
American Public Health Association
Association for Accessible Medicines
Association of American Medical Colleges
Bank of America Corporation
CTIA
Center on Budget and Policy Priorities
Consumer Federation of America
DEI HOLDINGS INC
Deloitte Touche
Dyson Ltd.
Facebook
Federation of American Hospitals Inc.
Financial Industry Regulatory Authority Inc.
General Motors
Google Inc.
HomeAway Inc.
Huawei Technologies
International Association of Machinists and Aerospace Workers

of more than 100,000 motorists, saying common questions of the tolls' constitutionality bind the group together. [Read more »](#)

INSURANCE

US Doesn't Owe ACA Money To Insurers, Fed. Circ. Rules

Health insurance companies are not entitled to billions of dollars in Affordable Care Act funding that Congress has withheld, the Federal Circuit ruled Thursday. [Read more »](#)

REAL ESTATE

Boston City Council Approves Airbnb Rental Restrictions

The Boston City Council has voted heavily in favor of regulating short-term rental units, making it illegal to post investor-owned units on platforms such as Airbnb, approving an ordinance introduced by the mayor. [Read more »](#)

EMPLOYMENT

Dems' Ambitious Pro-Labor Bill A Nonstarter, Experts Say

The sweeping labor law overhaul proposed Wednesday by leading Democrats is a nonstarter in today's Republican-controlled Congress but could lay the groundwork for future changes to the country's long-static union policy if the party regains control of Congress and the White House, experts told Law360. [Read more »](#)

Unions Sue To Void Trump's Civil Service Reform Orders

Thirteen unions that represent federal workers sued President Donald Trump Wednesday seeking to invalidate three executive orders aimed at reforming the nation's civil service system, including by making it easier to fire workers and streamlining the collective bargaining process,

International Brotherhood of Teamsters

Internet Corporation for Assigned Names and Numbers

Kaspersky Lab Ltd.

Land of Lincoln Mutual Health Insurance Co.

Marsh & McLennan Companies Inc.

Match.com Inc.

Nascar Holdings Inc.

National Association of Manufacturers

National Health Law Program

National Rifle Association of America

Natural Resources Defense Council

Netflix Inc.

PhRMA

Public Company Accounting Oversight Board

Public Knowledge

Quicksilver Resources Inc.

Relativity Media LLC

Service Employees International Union

Sprint Nextel Corporation

State Farm

The Catholic Health Association of the United States

The DIRECTV Group, Inc.

The Western Reserve Group

Time Warner Inc.

Twitter Inc.

U.S. Chamber of Commerce

Wells Fargo & Co.

Yahoo! Inc.

GOVERNMENT AGENCIES

saying the president overstepped his legal bounds by issuing them. [Read more »](#)

AEROSPACE & DEFENSE

Senate Set For Final Defense Policy Bill Vote

The U.S. Senate teed up a final vote on its \$715 billion National Defense Authorization Act Thursday, setting up a showdown with the White House over sanctions against Chinese telecommunications company ZTE after the chamber's final vote Monday. [Read more »](#)

House Panel Approves \$675B Defense Spending Bill

The House Appropriations Committee on Wednesday easily approved its nearly \$675 billion defense spending bill for fiscal 2019, but rejected a proposal to sunset the current congressional war authorization, which has been in place since just after 9/11. [Read more »](#)

INTERNATIONAL TRADE

Commerce Chief Off To Hill To Explain Security-Based Tariffs

Commerce Secretary Wilbur Ross will appear before the Senate Finance Committee next week to explain the administration's controversial use of a Cold War-era law to impose sweeping tariffs for national security purposes, the committee announced late Wednesday. [Read more »](#)

IMMIGRATION

7th Circ. Denies DOJ Bid For Urgency In Sanctuary City Row

The U.S. Department of Justice urged the Seventh Circuit on Thursday to rule by Monday on the agency's pending bid to stay a nationwide injunction of a prohibition on releasing public safety funds to so-called

Attorney Registration and
Disciplinary Commission
Bureau of Citizenship and
Immigration Services
Bureau of Indian Affairs
Central Intelligence Agency
Committee on Foreign Investment
in the United States
Delaware Nation
Department of Commerce
European Union
Executive Office of the President
Federal Acquisition Regulatory
Council
Federal Bureau of Investigation
Federal Communications
Commission
Financial Crimes Enforcement
Network
Financial Reporting Council
Food and Drug Administration
Georgia Supreme Court
Government Accountability Office
Illinois Department of Insurance
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Massachusetts Legislature
National Aeronautics and Space
Administration
National Highway Traffic Safety
Administration
National Labor Relations Board
National Oceanic and Atmospheric
Administration
National Telecommunications and
Information Administration
New York Attorney General's
Office
New York State Department of
Financial Services

sanctuary cities, but the court responded hours later denying the request. [Read more »](#)

5 Attys On Keeping Up With Changing Immigration Policy

Representatives for the American Immigration Lawyers Association on Thursday urged attorneys to brace for policy changes in the U.S. and abroad, to take up litigation and to push forward on claims relating to detention and asylum. Here are the five top pieces of advice for immigration attorneys drawn from the AILA's national conference in San Francisco. [Read more »](#)

Calif. AG Says He Will Fight Trump On Raids, Other Policies

California Attorney General Xavier Becerra is prepared to fight federal immigration authorities who target the sanctuary state for work-site raids and other enforcement activities, he said at the American Immigration Lawyers Association's annual conference in San Francisco on Thursday. [Read more »](#)

Calif. Wants Feds' Challenge To Its Immigration Laws Tossed

A California federal court should toss a case initiated by the federal government challenging several of the state's immigration-related laws, as they do not preempt federal laws and are within the state's legal rights, the Golden State argued Wednesday. [Read more »](#)

Families Fight 'Secret' End Of CAM Immigration Program

A group of immigrant families accused the Trump administration in a California federal court Wednesday of secretly terminating a program that allowed Central American children to join their families in the U.S., after the government rescinded conditional approvals under the program for 3,000 children and young adults last year. [Read more »](#)

NATIVE AMERICAN

Nooksack Indian Tribe
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Oklahoma Supreme Court
Omaha Tribe of Nebraska
Otoe-Missouria Tribe
Pawnee Nation of Oklahoma
Pennsylvania Department of Transportation
Ponca Tribe of Indians of Oklahoma
Securities and Exchange Commission
Seminole Tribe of Florida
Shawnee Tribe
U.S. Air Force
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Postal Service
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
Wage and Hour Division

Tribal Council Candidates Blast DOI, Allege Election Fraud

Four Nooksack tribal council candidates who lost in a December special election filed suit on Wednesday in Washington federal court, alleging that the U.S. Department of the Interior did not properly oversee the election that they said was fraudulent and likely included ballot stuffing. [Read more »](#)

TELECOMMUNICATIONS

Telecom Agency Head Grilled On US Internet Oversight

The head of the government agency charged with setting internet policy told lawmakers Wednesday that he hopes the public will weigh in on whether the Trump administration can or should reverse an Obama-era decision relinquishing government control of the internet to international groups. [Read more »](#)

Sprint Defends FCC 5G Cell Review Exemptions At DC Circ.

Sprint Corp. asked for permission Wednesday to intervene on behalf of the FCC against consolidated D.C. Circuit challenges by Native American tribes and environmentalists contesting an agency rule exempting small-cell fixtures necessary for building up next-generation or 5G networks from environmental and historic reviews. [Read more »](#)

Don't Let Wireless Interests Skew CBRS Licenses, FCC Told

The Federal Communications Commission must thwart an attempt by mobile service providers to lock down large swaths of spectrum through overreaching license areas in the Citizens Broadband Radio Service, representatives from a coalition of public interests groups told the agency this week. [Read more »](#)

PEOPLE

Babst Calland Nabs Ex-DOT Official, Self-Driving Cars Pro

Babst Calland Clements & Zomnir PC has snagged the U.S. Department of Transportation's former chief of trends and analysis and senior adviser on vehicle safety enforcement to join its Washington, D.C., office, where he will specialize in advising clients on emerging technology, including autonomous or self-driving vehicles. [Read more »](#)

EXPERT ANALYSIS

Series

FLSA Turns 80: The Future Of Work Is Here

As we mark the Fair Labor Standards Act's 80th anniversary later this month, it is an appropriate time to reflect on its history and consider the ways it most needs to evolve to keep pace with changes in the workplace and allow employers to provide the flexible work arrangements that many employees want, say Jessica Perry and Dan Corbett of Orrick Herrington & Sutcliffe LLP. [Read more »](#)

Streamlining Section 337: Some Big Changes At ITC

Overall, the new amendments to the U.S. International Trade Commission rules governing Section 337 unfair trade practice investigations are seen as improvements. But some observers believe the increased options may slow proceedings, say attorneys with Eversheds Sutherland LLP. [Read more »](#)

What To Expect From PCAOB's Ongoing Transition

Since reaching full strength in April, the Public Company Accounting Oversight Board has wasted little time in charting a new course for the audit regulator, starting with a 360-degree review and the departure of several senior staff. Among other things, the board is

contemplating drilling more deeply into firms' quality control systems, says Robert Cox of Briglia Hundley PC. [Read more »](#)

House Hearing Stirs Debate On Insuring Autonomous Vehicles

A U.S. House subcommittee hearing last month on self-driving vehicles and the future of insurance highlighted stakeholders' differing views on whether technology companies should be legally required to provide insurers with vehicle data. A failure to reach agreement on data sharing will hamper the legislative process, say attorneys with Akin Gump Strauss Hauer & Feld LLP. [Read more »](#)

Why Lawyers Shouldn't Accept Fees In Cryptocurrency: Part 2

The legal industry has already begun to feel the impact of anti-bribery and anti-money laundering requirements. When involved with cryptocurrency trading and remittance, law firms face more than the risk of being perceived as organizations that support money laundering practices, says John Reed Stark of John Reed Stark Consulting LLC. [Read more »](#)

LEGAL INDUSTRY

Feature

4 Ways To Become Influential At Your Law Firm

Becoming an influential force within a large law firm can be difficult; there are social dynamics to navigate, legal work to juggle, and no guidebook on how to have sway. Here, those with influence in their firms offer up four tips on how to build clout. [Read more »](#)

BigLaw Firms Clamor To Match Cravath In Associate Pay Race

Skadden, Cleary and Weil Gotshal are among the law firms that have recently added their names to a growing list of shops that plan to match the associate salary raises and bonus

structure put forth earlier this week by Cravath.
[Read more »](#)

Interview

New Manatt Head To Ambitious Young Lawyers: 'Be Curious'

Donna Wilson, the next managing partner and CEO of Manatt Phelps & Phillips LLP, has a piece of advice for law students and young lawyers who aspire to lead a large firm one day: "Be curious." [Read more »](#)

Law360's Weekly Verdict: Legal Lions & Lambs

The legal lions this week are led by a team of attorneys that successfully argued in D.C. federal court that AT&T's acquisition of Time Warner should proceed over the objections of the U.S. Department of Justice, while the legal lambs list kicks off with embattled Trump advocate Michael Cohen. [Read more »](#)

JOBS

[Search full listings or advertise your job opening](#)

Director
Company Confidential
New York, New York

Not sure if your firm subscribes? Ask your librarian.

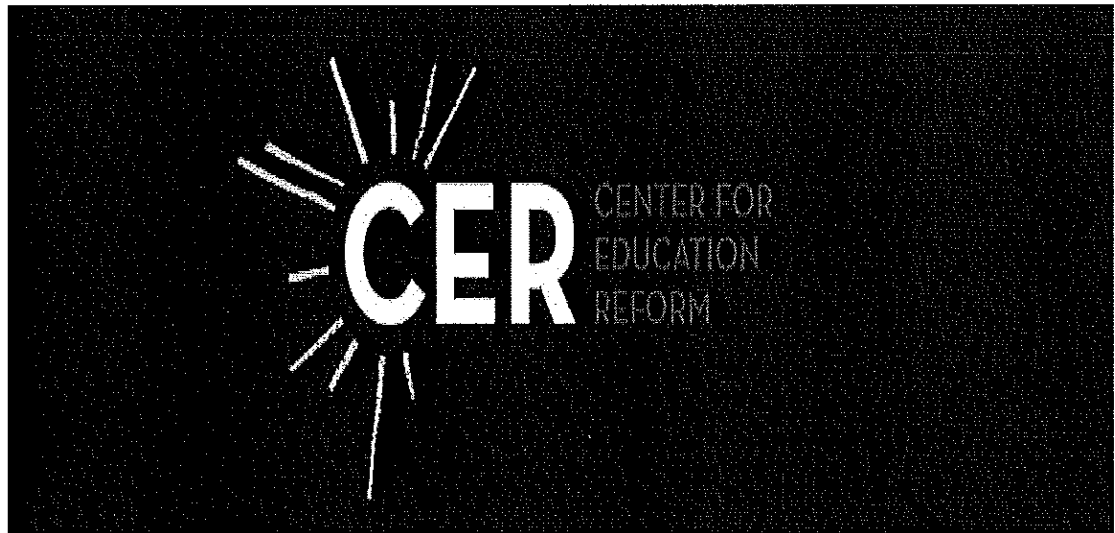
We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
[you may unsubscribe here.](#)

Please DO NOT reply to this email. For customer support inquiries, please call +1-646-783-7100 or visit our [Contact Us](#) page.

[Privacy Policy](#)

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

No Images? [Click here](#)



newswire@

A weekly report on education news and commentary you won't find anywhere else — from the nation's leading voice on education innovation and opportunity.

COUNTDOWN TO CER'S 25TH ANNIVERSARY SUMMIT... it may seem early, but October will be here before you know it, so make your plans now to join CER on October 25-26 in Miami for its Silver Anniversary Summit & Celebration *"The Road to Innovation for ONE America."* One of the features of the gathering will be our honoring of some of the pioneers of the education reform movement who will be on hand for the event, including Tommy Thompson. As Wisconsin's governor (from 1987-2001) Thompson was one of first high-profile champions of education reform pushing for the creation of the country's first parental school-choice program, which provided Milwaukee families with a voucher to send children to the private or public school of their

choice. He did other great things as governor, too (e.g. welfare reform), and went on to build a remarkable career of public service, including a stint as Secretary of Health and Human Services under George W. Bush, but he'll always be tops in our book for his commitment to, and success in, achieving substantive education reform.

MEANWHILE BACK AT THE RANCH... Last Sunday night NBC News aired a charter school story that argues charters are increasingly geared to support "white flight." If the claims weren't so outlandish and unfounded, it would be laughable. The producer, who was incredibly open to receiving information countering these allegations, based his report on an analysis performed by the Hechinger Report. In one of the documents CER supplied, we demonstrated Hechinger's bias against charter schools, as well as the folly of the argument. [Read more...](#)

A DOUBLE DOSE OF REALITY... This week Jeanne Allen interviewed [Erica Komisar](#), author of "Being There: Why Prioritizing Motherhood in the First Three Years Matters." Based on more than two decades of clinical work and breakthrough neurobiological research on caregiving, attachment and brain development, her book challenges established concepts (and myths) of infant resiliency, 'having it all' and even the definition of feminism. One thing this book is not about is quitting your job. "It's not about working vs. not working – it's really a book about more is more." Also on Reality Check, an attorney for Mark Janus from the [Liberty Justice Center](#) shares his thoughts on the likely outcome of the high court's pending decision.

Find the podcasts at edreform.com/realitycheck and on [National Review](#).

WHEN IT RAINS IT POURS... Just as the AFT and NEA are bracing for the ruling from SCOTUS in the Janus v. AFSCME case, [teachers in New York state have filed a class-action suit](#) claiming (correctly, we might add) that they are being illegally forced to cough up union dues even if they're not union members. This is in response to NY's new law, signed by Gov. Andrew Cuomo

last April, mandating that all teachers pay a New York State United Teachers "agency fee" regardless of their membership status. Supporters say all teachers benefit from pay hikes and perks secured by the union and should subsidize those efforts. In a suit filed Thursday the two teachers who brought the case say (correctly, we might add) that they oppose "NYSUT's political advocacy and collective bargaining activities" and shouldn't have to fund them. Yep.

In Other News...

MORE THAN REASONABLE... The Reason Foundation has put out a great piece on school funding. Although titled "Five Recommendations to Solve LAUSD's Looming Fiscal Crisis" its applicable, in parts or in whole, to school funding crises around the country and is worth the read.

SUNSHINE STATE SUCCESS... Former Florida Senate Education Chairman, John Legg, recently summed up Florida's great, new K-12 scholarship program. "... [it] is conceptually reminiscent of the free tutoring programs developed by bipartisan education advocates under the federal No Child Left Behind Act. This scholarship is driven by the educational principle that children must learn to read so they can then read to learn." Notably the program doesn't try to simply thread more money into district elementary reading budgets but instead provides a reading scholarship, which gives parents the decision on how to spend it. And why is that a better approach, Legg was asked: "The parent is the most influential person in the child's life."

A PROGRESSIVE POINT OF VIEW... Also of note this week, a passionate op-ed on educational opportunity for all, titled "Progressive, affluent parents who send their kids to good= schools shouldn't deny others that right." An excerpt: "Simply put, I'm a progressive. So it troubles me deeply to hear self-styled progressives attack educational options that other parents choose for their children. Worse, these attacks on the educational choices that lower-income parents and parents of children with special needs make almost always

come from progressives of higher means. We have a recommendation for that: Check your privilege. I support educational choice for all. Educational options have existed for the wealthy for as long as anyone can remember. What's controversial is when we suggest that those same options should be open to everyone." Amen.

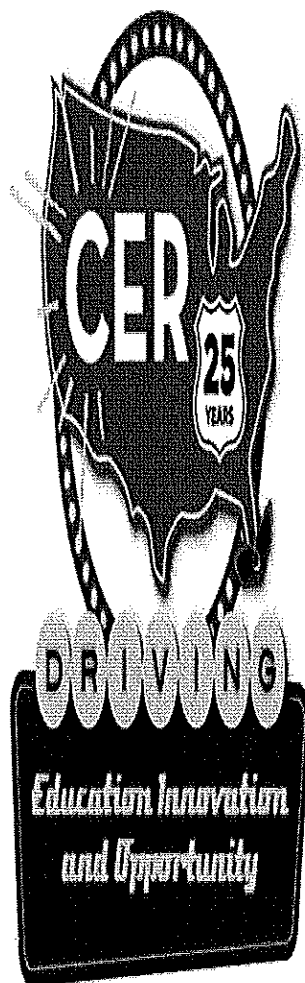
Don't forget! Meet us in Miami Oct. 25-26 for our Silver Anniversary Summit + Celebration. More info at edreform.com.



Friends, Allies & faithful Newswire Readers: We've moved! Our new address is:

1455 Pennsylvania Avenue NW, Suite 250, Washington, DC 20004

Founded in 1993, the Center for Education Reform aims to expand educational opportunities that lead to improved economic outcomes for all Americans – particularly our youth – ensuring that conditions are ripe for innovation, freedom and flexibility throughout U.S. education.



The Center for Education Reform
1455 Pennsylvania Ave, NW, Suite 250
Washington, DC 20004

[Preferences](#) | [Unsubscribe](#)

From: Public Policy Law360
Sent: Wednesday, June 20, 2018 5:24 AM
To: Rep48
Subject: Former Top Attys, State AGs Condemn Family Separations



Wednesday, June 20, 2018



TOP NEWS

Former Top Attys, State AGs Condemn Family Separations

A flood of condemnation over the Trump administration's new "zero tolerance" immigration policy that's left nearly 2,000 children separated from their parents at the border poured in on Monday and Tuesday from former U.S. attorneys and state attorneys general who called for an end to the "cruel and illegal attack" on immigrant families. [Read more »](#)

Senate To Mull Bills To End Immigrant Family Separation

Senators have started to spin up their efforts to end the White House's policy of separating undocumented immigrant parents from their children at the U.S. border Tuesday, even as partisan divides have quickly started to open up in the talks. [Read more »](#)

Trump Backs House Immigration Reform Bills

President Donald Trump told Republican representatives at a meeting Tuesday evening that he would support immigration reform legislation, but the lawmakers were still left questioning how they would move forward on



[Listen to our new podcast here](#)

LAW FIRMS

Allen & Overy
Axinn
Ayres Law Group
Baker McKenzie
Barack Ferrazzano
Bredhoff & Kaiser
Buckley Sandler
Clark Hill

an immigration compromise reached last week.
[Read more »](#)

Feature

\$716B Senate Defense Bill Sets Up Clash With White House

The U.S. Senate's nearly \$716 billion version of the 2019 National Defense Authorization Act sets up several future fights, both with the White House over a clause to reinstate sanctions against Chinese technology company ZTE and with the House of Representatives over differences in philosophy — and funding. [Read more »](#)

Analysis

High Court's Vitamin C Ruling Leaves Work For Lower Courts

The U.S. Supreme Court ruled in an antitrust case over Chinese vitamin C exports that U.S. courts are not bound by another country's description of its own laws, but the justices only provided a few hints about how much weight to give competing evidence about what a foreign law requires, leaving trial courts to parse the deference due in future cases. [Read more »](#)

Feature

Meet The Judge Who Will Decide The ACA's Fate

The Texas federal judge presiding over the latest legal assault on the Affordable Care Act has a BigLaw background, Capitol Hill connections, deep roots in the Lone Star State and a judicial track record that could send ACA supporters reaching for bottles of Xanax. [Read more »](#)

BANKING & SECURITIES

Ambac Opens 1st Circ. Fight Over Puerto Rico Bond Diversion

Ambac Assurance Corp. on Monday launched its opening arguments in an appeal over the diversion of highway bond revenues in Puerto Rico stemming from a ruling in the territory's

Cooley
Cravath Swaine
Dorsey & Whitney
Ferraiuolo LLC
Foley & Lardner
Fried Frank
Gibson Dunn
Goldstein & Russell
Greenberg Gross
Greenberg Traurig
Gunderson Dettmer
Gunster
Hogan Lovells
Holland & Knight
Holwell Shuster
Hueston Hennigan
Hunton Andrews Kurth
Jackson Lewis
Jenner & Block
Jones Day
Keker Van Nest & Peters
Kramer Levin
Latham & Watkins
Littler Mendelson
Lynn Pinker
McDermott Will
Milbank Tweed
Morgan Lewis
Morrison & Foerster
Ogletree Deakins
Proskauer Rose
Quinn Emanuel
Raines Feldman
Reed Smith
Sanford Heisler
Schulte Roth
Selendy & Gay
Simpson Thacher

bankruptcy-type cases, saying the underlying acts by the island's government violated the Constitution. [Read more »](#)

ENERGY & ENVIRONMENTAL

Interview

FERC Chair Pledges To Uphold Markets Amid Trump Bailouts

Preserving the viability of regional wholesale electricity markets will be a Federal Energy Regulatory Commission priority in the face of a Trump administration plan to prop up struggling coal and nuclear power plants, FERC Chairman Kevin McIntyre told Law360 in an exclusive interview. [Read more »](#)

White House Mulling Big NEPA Changes

The Trump administration said Tuesday it was considering major changes in how the nation's cornerstone environmental law is implemented with an eye toward streamlining permitting processes, prompting howls of criticism from green groups. [Read more »](#)

DC Circ. Rules DOI Needn't Update Coal Lease Enviro Study

The D.C. Circuit on Tuesday held that the U.S. Department of the Interior does not have a legal obligation to reexamine the environmental impacts of its coal leasing program in order to account for climate change, in a blow for green groups that sought to force the agency's hand. [Read more »](#)

Spain Ordered To Pay €112M Over Renewable Energy Reforms

Spain must pay more than €112 million to units of the European private equity firm Antin Infrastructure Partners for revoking certain economic incentives for renewable energy producers, marking another loss in arbitration for the country over the measures, a source

Sohagi Law Group
Strasburger & Price
Vinson & Elkins
Watson LLP
White & Case
Winston & Strawn

COMPANIES

Achmea BV
Axiom Corporation
America's Health Insurance Plans
American Arbitration Association
American Bar Association
American Hospital Association
Apple Inc.
Association of Corporate Counsel
Assured Guaranty Ltd.
Avnet Inc.
Boehringer Ingelheim
Center for Biological Diversity Inc.
Center on Budget and Policy
Priorities
Cigna Corporation
Columbia Sportswear Company
Deutsche Telekom AG
Dollar Tree Inc.
Dominion Energy Inc.
Electronic Privacy Information
Center
Epic Systems Corp.
Ernst & Young
Facebook
GAZ Group
Gazprom
Google Inc.
Huawei Technologies
Independence Blue Cross Inc.
Intel Corporation

with knowledge of the award told Law360 on Tuesday. Read more »

LA County's Land-Use Plan Gets Past Enviro Group Objection

A California appeals court on Tuesday upheld Los Angeles County's approval of a 1,800-acre land use plan, rejecting a green group's argument that an additional environmental assessment was warranted because the plan relied on an outdated information. Read more »

IP & TECHNOLOGY

DC Circ. Backs Boehringer In FTC Atty-Client Privilege Row

The D.C. Circuit refused to overturn a ruling that communications subpoenaed from Boehringer Ingelheim Pharmaceuticals Inc. during a Federal Trade Commission pay-for-delay investigation are covered by attorney-client privilege, saying Tuesday one of their main purposes was to get legal advice. Read more »

MEDIA & ENTERTAINMENT

SPLC Apologizes, Pays \$3.4M For Labeling Org. 'Extremist'

The Southern Poverty Law Center has agreed to pay nearly \$3.4 million to Islamic think tank Quilliam Foundation and its founder, Maajid Nawaz, and issued a public apology to them after labeling them as "anti-Muslim extremists" in a publication, the organizations announced on Monday. Read more »

EMPLOYMENT

DOL Blesses ACA-Skirting Association Health Plans

The U.S. Department of Labor published its long-anticipated final rule on association health plans on Tuesday, relaxing the requirements for small businesses to band together to create

International Centre for Settlement of Investment Disputes

JPMorgan Chase & Co.

Kindred Healthcare Inc.

LinkedIn Corp.

Major Lindsey & Africa

Microsoft Corporation

National Basketball Players Association

Natural Resources Defense Council

New York Times Co.

Nike Inc.

P.F. Chang's China Bistro Inc.

PNC Financial Services Group Inc.

Precision Castparts Corp.

PricewaterhouseCoopers

Safeco

Sinclair Broadcast Group, Inc.

SoftBank Group Corp.

Southern Poverty Law Center

T-Mobile USA Inc.

Tribune Media Co.

Twitter Inc.

U.S. Bancorp

U.S. Chamber of Commerce

Wal-Mart Stores Inc.

Washington Post Co.

Xerox Corporation

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Land Management

Committee on Foreign Investment in the United States

Consumer Financial Protection Bureau

Council on Environmental Quality

Defense Health Agency

health care plans that skirt certain Affordable Care Act requirements, in a move that drew sharp criticism from Democrats and cheers from Republicans. [Read more »](#)

Rutgers Whistleblower Row Revived Over Judge's Silence

A New Jersey state appeals court on Tuesday revived a whistleblower suit against Rutgers University from an ex-employee alleging he was fired in retaliation for his objecting to the school's procurement methods, saying a trial court failed to spell out its reasons for dismissing the case and denying a bid to extend discovery. [Read more »](#)

COMPETITION

EU Antitrust Chief Sees Global Progress Curbing State Aid

The European Union's top competition enforcer touted progress Tuesday in getting countries outside the EU to avoid picking economic winners and losers through "harmful subsidies," part of her efforts to take the bloc's state aid rules global. [Read more »](#)

CYBERSECURITY & PRIVACY

Facebook App Creator Backs Data Privacy Regulation Efforts

U.S. Senate lawmakers and cybersecurity experts, including the creator of the app that allowed Cambridge Analytica to harvest millions of unwitting Facebook users' data, on Tuesday agreed that online companies need more formal data collection and sharing rules, although some balked at the suggestion that regulation should hew too closely to the European Union's current framework. [Read more »](#)

CONSUMER PROTECTION

Dems Ask CFPB Pick To Describe Her Role In Border Policy

Defense Logistics Agency
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NATO
National Labor Relations Board
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Oregon Department of Revenue
Pennsylvania Supreme Court
Securities and Exchange Commission
Texas Supreme Court
U.S. Agency for International Development
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury

Two top Democrats on the Senate Banking Committee want to know whether a White House budget official who's been picked to lead the Consumer Financial Protection Bureau had any hand in a Trump administration policy that's resulted in the separation of more than 2,000 children from their parents at the U.S.-Mexico border since May. [Read more »](#)

PRODUCT LIABILITY

Opioid Research Rules Tweaked In Bills Passed By House

The U.S. House of Representatives on Tuesday passed a series of bills changing federal policy on research and approvals for opioids, as part of a broader package of measures aimed at addressing the nation's addiction crisis. [Read more »](#)

AEROSPACE & DEFENSE

Ex-Senate Staffer Seeks To Gag Trump Over 'Leaker' Remark

A former Senate Intelligence Committee aide asked a Washington, D.C., federal judge for a gag order on President Donald Trump on Tuesday, saying the jury pool is likely to be tainted by comments like one Trump made calling him a "leaker." [Read more »](#)

DOJ Watchdog Reviewing Russia Probe For FBI Bias

U.S. Department of Justice Inspector General Michael Horowitz told members of Congress on Tuesday that his office is investigating whether an FBI agent's negative views of then-candidate Donald Trump played a role in the decision to open an investigation into the Trump campaign's contacts with Russia. [Read more »](#)

DC Circ. Grounds Battle Over Privacy In FAA Drone Rules

U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
World Trade Organization

The D.C. Circuit tossed a petition by the Electronic Privacy Information Center on Tuesday that sought to review small drone rules promulgated by the Federal Aviation Administration, finding the nonprofit lacked standing to mount a challenge over the exclusion of privacy safeguards. [Read more »](#)

INTERNATIONAL TRADE

Norway Hits US With WTO Complaint Over Metal Tariffs

Norway has hit back against President Donald Trump's steel and aluminum tariffs and filed a complaint with the World Trade Organization claiming that the duties violate global trade agreements, the WTO said Tuesday. [Read more »](#)

Trump Admin. Has No Plan For China Talks After Tariff Push

The Trump administration has no imminent plans to hold new negotiations with China to resolve the two countries' escalating intellectual property and tariff fight, White House trade adviser Peter Navarro said Tuesday, adding that fruitless recent meetings with the Chinese side have shown that "talk is cheap." [Read more »](#)

TAX

Pension Tax Ballot Measure Not Deceiving, Fla. Panel Says

A Florida state appeals court has refused to invalidate a 2016 Jacksonville vote that established a half-penny surtax to fund the city's pension liability, finding the measure's title and summary weren't crafted in a misleading manner. [Read more »](#)

IMMIGRATION

2 Sens. Oppose Trump's State Dept. Refugee Office Pick

Sens. John McCain, R-Ariz., and Chris Coons, D-Del., on Tuesday penned a letter to U.S. Secretary of State Mike Pompeo opposing President Donald Trump's pick to head an office within the U.S. Department of State dealing with refugees and migrants, arguing that the nominee's anti-immigrant writings make him unfit for the position. [Read more »](#)

NY Plans Suit Over Family Separations At Border

New York Gov. Andrew Cuomo said Tuesday that he and several Empire State government agencies plan to sue President Donald Trump's administration alleging constitutional rights violations for the migrant children pouring into federal shelters in the state. [Read more »](#)

USCIS Expects Delays In Finalizing EB-5 Rule Changes

U.S. Citizenship and Immigration Services does not anticipate taking final action on a set of proposed modifications to the controversial EB-5 Immigrant Investor Program before authorization for its regional centers expires in late September, Director L. Francis Cissna told the Senate Judiciary Committee on Tuesday. [Read more »](#)

TELECOMMUNICATIONS

Sprint, T-Mobile Officially Ask FCC Permission To Merge

T-Mobile and Sprint have asked the Federal Communications Commission for permission to combine forces, according to merger documents posted Tuesday. [Read more »](#)

Gov't Control Has Stifled Spectrum Use, Think Tank Says

Regulation of spectrum has curbed its potential productivity at a time when consumers and the country rely upon fast, ubiquitous wireless internet more than ever, according to a new

report by a free-market think tank. [Read more »](#)

PEOPLE

Ex-NBA Union Atty Joins DC AG As Senior Litigation Counsel

A former general counsel of the National Basketball Players Association who helped ink a \$70 billion collective bargaining agreement for the union has joined the Office of the Attorney General for the District of Columbia as senior counsel for litigation. [Read more »](#)

Q&A

Q&A

A Chat With Holland & Knight CFO Mia Stutzman

In this monthly series, legal recruiters at Major Lindsey & Africa interview management from top law firms about navigating an increasingly competitive business environment. Here we feature Mia Stutzman, chief financial officer at Holland & Knight LLP. [Read more »](#)

EXPERT ANALYSIS

New Frontier Of US Health Info Regulation Comes From EU

While the U.S. Department of Health and Human Services Office of Civil Rights has been quiet recently with respect to Health Insurance Portability and Accountability Act enforcement actions, the newly empowered EU data protection authorities will be eager to flex their muscles and show that the General Data Protection Regulation's extraterritorial reach is not only real, but that noncompliance can be painful, say Nancy Libin and David Saunders of Jenner & Block LLP. [Read more »](#)

New Licenses Ease Ukraine, Russia Business Wind-Downs

The U.S. Department of Treasury Office of Foreign Assets Control continues its effort to

allow U.S. persons to wind down operations or existing contracts that would otherwise violate Ukraine- and Russia-related sanctions. Even though OFAC has issued general licenses for this purpose, U.S. persons may need to obtain specific licenses to fully divest their interests, say attorneys with Schulte Roth & Zabel LLP. [Read more »](#)

Series

FLSA Turns 80: A Closer Look At Conditional Cert. Standard

While the adoption of the two-stage standard for collective action certification may have been born of good intention, its current interpretation strains judicial resources and forces settlement regardless of the merits of Fair Labor Standards Act litigation, say Sari Alamuddin and Allison Powers of Morgan Lewis & Bockius LLP. [Read more »](#)

Opinion

Oregon Should Reinstate Its Tax Haven Law

Repeal of the Oregon tax haven provision was an unwarranted giveaway to profitable multinational corporations that are exploiting foreign tax havens to shift profits earned in Oregon beyond the tax reach of the state. The law should be reinstated, says Michael Mazerov of the Council on Budget and Policy Priorities. [Read more »](#)

Rebuttal

Physician Observation Billing Concerns Are Unwarranted

A recent Expert Analysis article titled "Challenges In Billing Physician Observation Services" needlessly raises concern among hospitals and physicians about proper billing by physicians for Medicare observation services, says Sheree Kanner of Hogan Lovells. [Read more »](#)

#MeToo At Law Firms And What We Can Do About It

While some may say it's ironic, it's also embarrassing and enraging that the very industry that offers anti-harassment training, policies and counsel now finds itself the subject of #MeToo headlines. The American Bar Association recommendation that will bring about the greatest change is the call to provide alternative methods for reporting violations, says Beth Schroeder, chair of Raines Feldman LLP's labor and employment group. [Read more »](#)

LEGAL INDUSTRY

Jones Day Sued Over Alleged Gender Bias, 'Fraternity Culture'

A former Jones Day partner sued the firm in California court Tuesday for allegedly treating women as "second-class citizens," providing preferential treatment to men and firing her for speaking out against its alleged "fraternity culture." [Read more »](#)

Analysis

3 Takeaways From The Recent Round Of Associate Raises

The recent race among law firms to raise salaries and bonuses for associates is likely to change the recruitment landscape for young lawyers and put further distance between an elite echelon of highly profitable firms that can attract the top talent and everyone else, but the upshot for clients is less clear. [Read more »](#)

Reed Smith And Greenberg Opt Out Of Associate Pay Raises

As more law firms each day announce their decisions to raise associate pay to match new industry benchmarks set earlier this month by Milbank Tweed Hadley McCloy LLP and Cravath Swaine & Moore LLP, a few law firms have made it clear they plan to opt out. [Read more »](#)

2 More Law Firms Match Cravath's Associate Pay Raises

Vinson & Elkins LLP and Kramer Levin Naftalis & Frankel LLP have both announced associate raises matching the new pay scale set by Cravath Swaine & Moore LLP last week, according to internal memos made public over the past days. [Read more »](#)

Ex-Prof Slams For-Profit Law School's Bid To Slip FCA Suit

A former professor and an alumnus of the now-closed Charlotte School of Law slammed it and its parent company, Infilaw Corp., in a filing in Florida federal court Monday, deriding their attempts to escape a False Claims Act suit over how the for-profit institution was operated. [Read more »](#)

JOBS

Search full listings or advertise your job opening

Director
Company Confidential
New York, New York

Not sure if your firm subscribes? Ask your librarian.

We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
[you may unsubscribe here.](#)

Please DO NOT reply to this email. For customer support inquiries, please call +1-646-783-7100 or visit our [Contact Us](#) page.

[Privacy Policy](#)

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

From: Ohio Chamber of Commerce
Sent: Wednesday, June 20, 2018 9:05 AM
To: Rep48
Subject: Key Vote Alert - HB 494



OHIO CHAMBER
of COMMERCE

KEY VOTE ALERT

TO: Members of the Ohio House of Representatives
FROM: Don Boyd, Director, Labor and Legal Affairs
RE: Upcoming Floor Vote on House Bill 494
DATE: June 20, 2018

House Bill 494 would further clarify that the employees of a franchisee will not be considered employees of a franchisor for the purposes of Ohio Minimum Fair Wage Standards, Workers' Compensation, Unemployment Compensation, or Income Tax laws. This legislation is, in part, due to the National Labor Relations Board (NLRB) decision in *Browning-Ferris Industries*, 362 NLRB No. 186 (2015), which upended 30 years of precedent and established an unworkable joint-employer standard that could have a devastating impact on the franchise business model. In *Browning-Ferris* the 2015 NLRB ruled that employers could be deemed joint employers simply by reserving control or exerting indirect control over the same workers. This eliminated the previously long-standing requirement that an employer **actually** exercise control rather than simply having a contractual right to do so. The board in the case also threw out the precedent that an employer must exercise direct, immediate, and not limited and routine control over an employee ruling that indirect control, such as through an intermediary, was sufficient to establish joint employment.

Thus, under the *Browning-Ferris* decision, simply having a contractual right to control could create joint-employment between two separate businesses. This is especially problematic for businesses utilizing the franchise model because both parties to the relationship could be deemed joint employers for purposes of unionization, collective bargaining, and defense of unfair labor practice allegations. If this interpretation is adopted in other areas, such as those state laws clarified by HB 494, it could threaten the autonomy of franchisees to act as independent business owners. Further, franchisors could face unfettered liability for the HR and other decisions of franchisees even when they do not exercise control over daily operations or employment decisions.

While state law cannot overturn the NLRB decision, HB 494 will prevent state agencies and regulators from extending the *Browning-Ferris* joint-employer standard when interpreting state laws here in Ohio. The legislation clarifies that the employees of a franchisee will not be considered the employees of a franchisor unless the franchisor expressly assumes that role in writing. HB 494 simply codifies what the parties to franchise agreements always knew the law to be.

The Ohio Chamber of Commerce strongly supports HB 494 because we believe this legislation improves Ohio's legal climate while bringing stability and predictability to this area of the law.

We urge you to vote yes to HB 494. **Please be aware that the vote on HB 494 will be reflected in the Ohio Chamber's General Assembly Voting Record.** If you have any questions about this bill or the Ohio Chamber's position, please contact me at (614) 228-4201 or dboyd@ohiochamber.com.



Ohio Chamber of Commerce | 230 E. Town St., Columbus, OH 43215

[Unsubscribe rep48@ohiohouse.gov](mailto:unsubscribe_rep48@ohiohouse.gov)

[Update Profile](#) | [About our service provider](#)

Sent by dboyd@ohiochamber.com in collaboration with



Try it free today

From: Public Policy Law360
Sent: Thursday, June 21, 2018 4:06 AM
To: Rep48
Subject: Trump Signs Order To Stop Immigrant Family Separations



Thursday, June 21, 2018



TOP NEWS

Trump Signs Order To Stop Immigrant Family Separations

President Donald Trump signed an executive order Wednesday that takes a step toward ending the administration's practice of separating immigrants from their children in detention following broad public outcry, while doubling down on the administration's "zero-tolerance policy" of prosecuting all unauthorized border crossers. [Read more »](#)

Ex-Jones Day Partner Tapped For US Atty In San Diego

A former partner at Jones Day who was shut out of a bid to become San Diego's U.S. attorney under the last Republican administration got the White House's nod for the job on Wednesday, as did three others in Colorado, New Orleans and Detroit. [Read more »](#)

Judicial Nominees Talk Cocaine, Incest At Bizarre Hearing

At times echoing a law school classroom, the Senate Judiciary Committee on Wednesday probed judicial nominees for the Fourth Circuit and a Florida district court about the limits of government power, asking about the ability to



[Listen to our new podcast here](#)

LAW FIRMS

Allen & Overy
Arnold & Porter
Baker Botts
Baker McKenzie
Bird & Bird
Brinks Gilson & Lione
Brown Rudnick
Brownstein Hyatt

crack down on cocaine use and stop incest.
[Read more »](#)

Analysis

In The Courts, Battles For Immigrant Children Wage On

The Trump administration's treatment of immigrant children has elicited widespread condemnation this week from all four living former first ladies, the United Nations' human rights chief, hundreds of religious leaders and even some Republicans — but legal challenges to its policies have long been underway. [Read more »](#)

Trump, Lawmakers Make Limited Progress On ZTE Deal

Lawmakers said Wednesday they had made some progress toward a deal to lift sanctions imposed on Chinese telecommunications equipment maker ZTE Corp. after a meeting with President Donald Trump, the day after a bipartisan bill to protect the federal supply chain, prompted in part by ZTE, was introduced in the Senate. [Read more »](#)

Analysis

PTAB's Doors Would Be Closed To Generics Under Hatch Bill

Proposed legislation by one of the architects of the Hatch-Waxman Act to require generics makers to choose between challenging drug patents under that law or through inter partes reviews would effectively bar generics from using America Invents Act proceedings, attorneys say. [Read more »](#)

LEGAL ETHICS & MALPRACTICE

Ex-Pa. Lawmaker Loses Corruption Conviction Appeal Bid

The Pennsylvania Supreme Court on Tuesday declined to hear an appeal from a former state representative pushing to dodge a conviction for using public funds on campaign-related technology purchases on grounds that

Burr & Forman
Chaffe McCall
Clifford Chance
Cooley
Covington & Burling
Cravath Swaine
Davis Polk
Dewey & LeBoeuf
Dickinson Wright
Drinker Biddle
Eckenrode Maupin
Epstein Becker Green
Flemming Zulack
Freshfields
Fried Frank
Gibson Dunn
Greenberg Gross
Greenspoon Marder
Gunderson Dettmer
Hoguet Newman
Hueston Hennigan
Jones Day
Kaufman & Company LLC
Keker Van Nest & Peters
King & Spalding
Kirkland & Ellis
Kramer Levin
Landye Bennett
Latham & Watkins
Linklaters
Littler Mendelson
Marshall Dennehey
McConnell Valdes
Milbank Tweed
Morrison & Foerster
Munger Tolles
Neal Gerber
Ogletree Deakins

prosecutors had destroyed potentially exculpatory evidence. [Read more »](#)

ENERGY & ENVIRONMENTAL

Atty Picked For EPA Office Will Recuse From Dow Cleanups

The Dow Chemical Co. managing counsel selected by President Donald Trump to lead the U.S. Environmental Protection Agency's emergency management office on Wednesday told senators he will recuse himself from issues surrounding nearly 200 Superfund sites his employer is involved in. [Read more »](#)

EPA Need Not Step In On W.Va. Pollution Limits: 4th Circ.

In a loss for environmental groups, the Fourth Circuit held Wednesday that the U.S. Environmental Protection Agency does not yet need to get involved in West Virginia's obligation to set certain pollution limits for hundreds of bodies of water in the state. [Read more »](#)

HHS Unveils Controversial Drinking Water Contaminant Study

The U.S. Department of Health and Human Services released an eagerly anticipated study Wednesday that said there should be a much stricter standard for human exposure to two drinking water contaminants than what the U.S. Environmental Protection Agency established. [Read more »](#)

INSURANCE

NY, Mass. AGs To Sue Over Association Health Plans Rule

The attorneys general for New York and Massachusetts on Wednesday said they will sue the Trump administration over the U.S. Department of Labor's final rule on association health plans that they say will shrink "critical consumer health protections." [Read more »](#)

Paul Hastings
Paul Weiss
Pepper Hamilton
Perkins Coie
Podhurst Orseck
Rainone Coughlin
Rath Young
Robins Kaplan
Ropes & Gray
Sanford Heisler
Schulte Roth
Selendy & Gay
Seltzer Caplan
Shapiro Arato
Sills Cummis
Simpson Thacher
Skadden
Slaughter and May
Sterne Kessler
Sullivan & Cromwell
Sullivan & Worcester
Thomas Coon
Vinson & Elkins
Wachtell Lipton
White & Case
White and Williams
Wiley Rein
Williams & Connolly

COMPANIES

AECOM
ALPS Corp.
AT&T Inc.
Aetna Inc.
Amazon.com Inc.
American Airlines Group Inc.
American Civil Liberties Union
American Hotel & Lodging Association

REAL ESTATE

Missing Docs Mean Builder Must Follow New Reg: NJ Justices

A New Jersey developer is not protected by a rule requiring a municipality to follow regulations in effect when an application is filed because the builder did not include all of the requisite documents in submitting its proposal, that state's Supreme Court said Wednesday in affirming a lower court ruling. [Read more »](#)

EMPLOYMENT

Restaurant Group Pushes NLRB On Joint Employer Issue

The National Restaurant Association's legal arm has urged the National Labor Relations Board to adopt the trade group's proposed rule to clarify the joint employer doctrine, saying it supports the NLRB's recent efforts to engage in rulemaking rather than set policy based on precedent-setting decisions. [Read more »](#)

DC Voters OK Minimum Wage Hike For Tipped Workers

Washington, D.C., voters on Tuesday approved a ballot initiative that incrementally raises the minimum wage for tipped workers until it reaches \$15 per hour, eliminating the ability of employers in the district to pay those workers below the minimum wage if tips cover the difference. [Read more »](#)

COMPETITION

Feature

4 Noncompete Developments From 2018's First Half

In the first half of 2018, judges have continued to rip up broad noncompete agreements, while the Trump administration has kept in place an Obama-era policy aiming to punish businesses that agree not to hire each other's workers. Here, Law360 looks at four recent developments in restrictive covenant law that

American Medical Association Inc.

Ames & Gough

Associated Press

Bank of America Corporation

Blyth, Inc.

Broadcom Ltd.

CVS Caremark Corporation

Cable News Network Inc.

Celanese Corporation

Charter Communications Inc.

Comcast Corporation

Delta Air Lines Inc.

Dow Chemical Co.

Facebook

Farm Bureau Financial Services

Financial Industry Regulatory Authority Inc.

Frontier Airlines Inc.

Google Inc.

Huawei Technologies

Hulu LLC

IdeaTek Systems Inc.

International Council of Shopping Centers Inc.

JPMorgan Chase & Co.

Kaspersky Lab Ltd.

Lambda Legal Defense & Educational Fund

Mackinac Center for Public Policy

Manitowoc Company Inc.

NFL Enterprises LLC

National Employment Law Project

National Gypsum Co.

National Immigration Law Center

National Restaurant Association

New Jersey State Bar Association

Northrop Grumman Corporation

Oppenheimer Holdings Inc.

Orbital ATK Inc.

attorneys should have on their radar. Read more »

New FTC Weighing Need To Alter Policies For Digital Economy

The Federal Trade Commission's newly minted chairman, Joseph Simons, said Wednesday that the agency will conduct a series of hearings to help shape its policy approach to hot-button antitrust and consumer protection issues including privacy, big data and the potential for enforcement against large technology platforms. Read more »

CYBERSECURITY & PRIVACY

House Passes Bills On Opioid Patient Info Sharing, Treatment

The U.S. House of Representatives on Wednesday passed more bills aimed at tackling the nation's opioid crisis, including a measure allowing medical professionals to share information about patients with opioid use disorder and another providing more treatment options for addicted Medicaid recipients. Read more »

PERSONAL INJURY

NJ County Loses Fee Bid In Fatal Construction Accident Row

A New Jersey state appellate court ruled Wednesday that Middlesex County couldn't require a construction company and an engineering consultant to cover its legal expenses in a suit brought by the family of a worker who died after an accident at a bridge construction site. Read more »

GOVERNMENT CONTRACTS

Senate Fails To Pass \$15B In Cuts To CHIP, Car Tech Funding

The U.S. Senate voted down President Donald Trump's attempt to pull back \$15 billion in already authorized spending for the Children's

Roche Holding AG

Sierra Club

Southwest Airlines Co.

Spirit Airlines Inc.

Stolt-Nielsen SA

Tax Foundation

The Renco Group

Time Warner Inc.

Twitter Inc.

U.S. Chamber of Commerce

Union of Concerned Scientists

United Continental Holdings Inc.

United States Telecom Association

Vizio Inc.

Washington Post Co.

Windstream Corporation

Xcel Energy Inc

YouTube Inc.

ZTE Corp.

GOVERNMENT AGENCIES

Agency for Toxic Substances and Disease

Attorney Registration and Disciplinary Commission

Bureau of Indian Affairs

Centers for Medicare & Medicaid Services

Committee on Foreign Investment in the United States

Defense Health Agency

Department of Commerce

European Union

Executive Office of the President

Federal Communications Commission

Federal Trade Commission

Food and Drug Administration

House of Commons of the United Kingdom

Health Insurance Program, car technology research and other areas Wednesday, as two key Republican senators joined Democrats to torpedo the proposal. [Read more »](#)

Jury Told Of Business Shakedowns By NY Senate Leader, Son

Former New York state Senate Majority Leader Dean Skelos and his son used the once-powerful politician's office to strong-arm businesses for illicit payments to the younger Skelos, prosecutors told a Manhattan federal jury Wednesday during opening arguments in the pair's corruption retrial. [Read more »](#)

CMS Eyes Broad Easing Of Stark Law Restrictions

The Centers for Medicare & Medicaid Services on Wednesday expressed interest in widespread easing of Stark Law restrictions on physician referrals, asserting that relaxed standards will clear the way for coordinated care among different providers. [Read more »](#)

AEROSPACE & DEFENSE

Sen. Grassley Wants Action On Wasteful Spending At DOD

Sen. Chuck Grassley, R-Iowa, raised concerns Tuesday about \$81.2 million in TRICARE overpayments by the Defense Health Agency and urged the nation's defense chief to focus on ending wasteful spending at the Pentagon. [Read more »](#)

INTERNATIONAL TRADE

Sen. Wyden Presses Ross For Views On ZTE's Cyberthreat

Commerce Secretary Wilbur Ross evaded questions from Sen. Ron Wyden, D-Ore., on the cybersecurity threats posed by ZTE Corp. on Wednesday as the lawmaker probed for answers about the Trump administration's decision to give the Chinese telecom giant a

Illinois Department of Revenue
Illinois Supreme Court
Internal Revenue Service
Los Angeles County District Attorney's Office
Missouri Attorney General's Office
NAFTA
National Labor Relations Board
New Jersey Supreme Court
New York Attorney General's Office
Pennsylvania Supreme Court
Securities and Exchange Commission
Special Inspector General for Afghanistan Reconstruction
TRICARE
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations
West Virginia Department of Environmental Protection
Wisconsin Supreme Court

reprieve for its sanctions violations. Read more »

World Trade Organization

Sens. Tee Off On Ross For Trump's Aggressive Trade Moves

Senators on both sides of the aisle on Wednesday laid waste to the Trump administration's flurry of trade enforcement moves over the last six months, demanding answers from U.S. Department of Commerce Secretary Wilbur Ross about the direction of the White House's overall trade strategy. Read more »

EU To Hit US With Retaliatory Tariffs On Friday

The European Union on Friday plans to implement retaliatory tariffs on €2.8 billion (\$3.2 billion) worth of U.S. products in retaliation for the Trump administration recently slapping double-digit tariffs on aluminum and steel products entering the United States from the continent's economic bloc, it announced Wednesday. Read more »

TAX

Analysis

Failed Mass. Ballot Shows Fading Support For Millionaires' Tax

A business coalition's successful challenge to a Massachusetts ballot initiative to establish a special tax on income above \$1 million highlights waning political support for such measures in the years since the Great Recession, when states attempted to use them to plug large budget holes. Read more ½ B

Panel Grills DOJ Official On Seizures In Structuring Cases

Members of the House Ways and Means Oversight Subcommittee questioned a U.S. Justice Department official Wednesday over asset seizures in structuring cases referred by the Internal Revenue Service and asked why

the department had denied requests to have funds returned. [Read more »](#)

IMMIGRATION

House Set For Major Immigration Votes Thursday

The U.S. House of Representatives is set to vote on a series of immigration bills Thursday, although the Republican-led legislation has drawn criticism from within GOP ranks and from Democrats. [Read more »](#)

Airlines Slam DHS Migrant Child Separation Policy

Several U.S. airlines condemned the Trump administration's policy of separating migrant children from their parents at the border, saying Wednesday that they would not allow the government to use their flights to transport those children away from their families. [Read more »](#)

NATIVE AMERICAN

Tribe Can't Get Judge To Declare Federal Recognition

The Chinook Indian Nation on Wednesday lost its bid for a Washington federal court to declare it a federally recognized tribe, with a judge saying the court can't go around the federal acknowledgment procedure without "a clear delegation of authority from Congress," but otherwise keeping the tribe's case against the government intact. [Read more »](#)

TELECOMMUNICATIONS

Calif. State Committee Tones Down Net Neutrality Bill

In one swift move, a California State Assembly committee "gutted" a wide-ranging net neutrality bill Wednesday when it amended some of the legislation's strongest language, according to the bill's supporters. [Read more »](#)

FCC Nominee Starks Says He'll Focus On Telemedicine

Geoffrey Starks, the next Democrat nominated to fill a Federal Communications Commission vacancy, emerged as an ardent supporter of internet subsidy programs and telemedicine initiatives Wednesday, testifying before the Senate Committee on Commerce, Science and Transportation that he takes the FCC's role in expanding broadband service seriously [Read more »](#)

Feds Stuck In The Past On Telecom, FCC's O'Rielly Says

Federal Communications Commission member Michael O'Rielly blasted U.S. antitrust regulators' "outdated and misguided" view of telecommunications companies, saying Wednesday the successful repeal of net neutrality rules and the now-complete AT&T-Time Warner merger show the government is out of step with market realities. [Read more »](#)

Network Unbundling Will Hurt Smaller ISPs, Lawmakers Told

Upstart broadband providers on Tuesday urged lawmakers to keep unbundling rules intact to ensure they have access to the networks of big legacy telecom companies, warning that without the measures, competition will suffer, prices will go up and innovation will drop. [Read more »](#)

EXPERT ANALYSIS

Kaepernick Case Raises Arbitrator Subpoena Power Issues

It has been widely reported that lawyers representing Colin Kaepernick in collective bargaining arbitration proceedings with the NFL may ask the arbitrator to compel President Donald Trump to appear for deposition. The case presents interesting issues about the power of an arbitrator to

compel testimony of a nonparty, say attorneys with White and Williams LLP. [Read more »](#)

Opinion

We Must Stop Separation Of Kids From Parents At US Border

Each day, Americans learn more details about the horrors of the new federal policy of separating and detaining migrant children away from their parents. As mothers and attorneys, we have a particular revulsion to this policy and we will not let this unconscionable practice stand on our watch, say Tovah Kopan and Erin Albanese of Lawyer Moms of America. [Read more »](#)

Policy Is Changing For Technology Transfers

The Trump administration and Congress are tightening investment restrictions and export controls to address technology transfer concerns. These measures initially focus on China, but will have broader effects on investments in the United States and transfers of emerging technologies, say attorneys with Baker McKenzie. [Read more »](#)

Series

FLSA Turns 80: Modern-Day Wage Theft

The Fair Labor Standards Act fails to recognize that many of today's employees are in the best position to record their own working time. Of course, this raises questions about how an employer can commit "wage theft" when an employee is actively choosing not to follow instructions and not to record all hours worked, say Lee Schreter and Pierre-Joseph Noebes of Littler Mendelson PC. [Read more »](#)

Removing 'Control' From FINRA Quantitative Unsuitability

The Financial Industry Regulatory Authority recently proposed to remove a broker's "control" of a securities account as an element that must be proven to demonstrate a "quantitative suitability" violation under Rule

2111. This proposal would return the suitability rules to their roots, says Thomas Potter of Burr & Forman LLP. [Read more »](#)

EU Begins Catching Up To US On Trade Secret Law

The introduction of EU-wide minimum standards for the protection of trade secrets should be welcomed by U.S. businesses for two reasons, say Robert Williams and Will Smith of Bird & Bird LLP. [Read more »](#)

Opinion

US Trading Partners Defy The Rules They Claim To Support

In March, President Donald Trump imposed tariffs on steel and aluminum imports pursuant to Section 232 of the Trade Expansion Act of 1962. Subsequently, the European Union and certain other trading partners asserted that they could immediately retaliate — contradicting the World Trade Organization rules they claim to champion, say Alan Price and Robert DeFrancesco of Wiley Rein LLP. [Read more »](#)

LEGAL INDUSTRY

This Firm Is The Most Prestigious In The US, Associates Say

One firm took the title of most prestigious law firm in the U.S. in the eyes of associates for the third year running, according to the results of a survey released Wednesday. [Read more »](#)

More Law Firms Follow Cravath's Lead On Associate Pay

Munger Tolles & Olson LLP, Baker McKenzie, Schulte Roth & Zabel LLP and Brown Rudnick LLP have raised associate pay in the U.S. to match the new scale set by Cravath Swaine & Moore LLP last week, offering first-year associates a salary of \$190,000, according to internal memos that have become public. [Read more »](#)

New Slaughter, Freshfields Data Show 60% Gender Pay Gap

U.K. law firms Slaughter and May and Freshfields Bruckhaus Deringer LLP have released revised data to a parliamentary committee revealing that on average female partners and employees make 60 percent less than their male counterparts, a significantly larger pay gap than statistics they previously provided without including their partners. [Read more »](#)

Ogletree's Bid To Transfer Sex Bias Row Stalled As Suit Grows

A San Francisco federal judge held off on deciding whether to transfer a \$300 million gender discrimination suit against Ogletree Deakins Nash Smoak & Stewart PC to Orange County, California, saying Wednesday he'd let the proposed class amend its complaint to add equity shareholders, some of whom live in Northern California. [Read more »](#)

Rennert, Ex-Attys Move To Settle Row Over \$214M Verdict

The Renco Group has reached a preliminary agreement to settle a case against its former attorneys, who it claims are to blame for an "inconsistent" jury verdict that cost the company and its billionaire owner Ira Rennert \$214 million in damages. [Read more »](#)

Ex-Dewey CFO Disbarred By Fraud Scheme Felony Conviction

Former Dewey & LeBoeuf LLP chief financial officer Joel Sanders, convicted in Manhattan federal court last year on fraud and conspiracy charges, was disbarred Wednesday in New York. [Read more »](#)

Ill. Board Wants Convicted Judge Removed From Bench

The Illinois board monitoring the conduct of the state's judges has filed a formal complaint seeking the removal of a Cook County, Illinois, judge convicted in a \$1.4 million mortgage

fraud scheme, saying her failure to resign has harmed the state's judicial system. [Read more](#)
»

Analysis

Costs For Financial Crisis Suits Against Attys Still Climbing

A decade and counting after the tanking global economy triggered a deluge of lawyer-targeted litigation, the costs for financial crisis-era malpractice suits continue to climb, according to insurer data released this week. [Read more](#)
»

Pro Bono Spotlight

Robins Kaplan Helps Transgender Inmate Receive Treatment

A Missouri federal judge recently struck down as unconstitutional the state prison system's "freeze-frame" policy of denying hormone treatment and other health care to certain transgender inmates, a first-of-its-kind ruling that Robins Kaplan LLP attorneys helped obtain despite prison officials' insistence that no such formal policy was in place. [Read more](#)
= 2

JOBS

[Search full listings or advertise your job opening](#)

Director

Company Confidential
New York, New York

Not sure if your firm subscribes? Ask your librarian.

We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
[you may unsubscribe here.](#)

Please DO NOT reply to this email. For customer support inquiries, please call +1-646-783-7100 or visit our [Contact Us](#) page.

[Privacy Policy](#)

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

From: Heartland Government Relations

Sent: Friday, June 22, 2018 1:02 PM

To: Rep48

Subject: The Leaflet: Millions May Soon Gain the Right to Work



Millions May Soon Gain the Right to Work

The U.S. Supreme Court will soon release its ruling on the viability of public sector unions. In the landmark case *Janus v. American Federation of State, County, and Municipal Employees* (AFSCME), the court will determine whether forced union dues are an infringement of state and local government workers' rights to freedom of speech and association.

Proponents of "open shop" or "right-to-work" (RTW) laws are confident the court will overturn *Abood v. Detroit Board of Education* (DBE), a 1977 Supreme Court decision that upheld the right for public unions to collect "fair share" or "agency fees" from non-union employees. The plaintiff in *Janus v. AFSCME*, Mark Janus, is an Illinois state employee who argued agency fees are a violation of his First Amendment rights, especially given the inherent political nature of public sector collective bargaining.

Although it is illegal to compel union membership, non-union public workers in states without RTW must often fork over agency fees to unions. These fees are used to support union collective bargaining activities and contract enforcements. Currently, state laws mandate all union and non-union public employees are represented in the collective

...the process of bargaining with a union, which becomes the exclusive bargaining representative.

bargaining process by a democratically elected union, which becomes the exclusive bargaining representative.

Opponents of RTW laws argue workers who opt out of union membership should pay a fee, albeit one that is lower than union dues. Furthermore, RTW foes contend non-union employees receive the advantage of union-negotiated collective-bargaining agreements, such as high wages and top-tier benefits.

In a new *Research & Commentary*, Heartland Senior Policy Analyst Matthew Glans comments on the ramifications of a ruling in favor of Janus. "In anticipation of the upcoming ruling, many states have passed new laws, either strengthening unions or making it easier for state workers to opt out without penalties," Glans wrote.

Instead of imposing rules limiting workers' freedoms, Glans argues, "States can implement paycheck protection laws, and give workers control over their wages. States can also implement an opt-in standard for union participation, where a new worker has to choose to be in a union when they start a new job, instead of choosing to opt out. If ending the current opt-out standard is not possible, states can improve the process by requiring an opt-out only once per job or when a worker changes jobs, instead of having to wait until the end of a 12-month period."

Currently, 28 states have RTW laws, and a decision in favor of Janus should not deter the 22 other states from passing RTW laws. These laws govern all employees within the state, so both private- and public-sector workers are not obligated to pay union fees as a condition of employment. In the wake of *Janus v. AFSCME*, state legislators should pass "open shop" laws to secure the fundamental right to free speech and association for millions of workers and to grant workers sufficient notice and time to make an informed decision regarding union membership.

...the process of bargaining with a union, which becomes the exclusive bargaining representative.

What We're Working On

Education

Funding Formula Committee Has Chance to Transform Public Education in Idaho

In this *Research & Commentary*, Policy Analyst Tim Benson examines how for the first time since 1994 Idaho's Public School Funding Formula Committee is considering dramatically altering the method the state uses to allot public school funding. To accommodate budgetary concerns and revolutionary shifts in the classroom, the committee will recommend changes that could be implemented in the 2019 legislative session. Benson argues the committee has an opportunity to fundamentally transform public education in Idaho by shifting the funding formula to a child-centric model, where funding follows students, not schools.

Energy & Environment

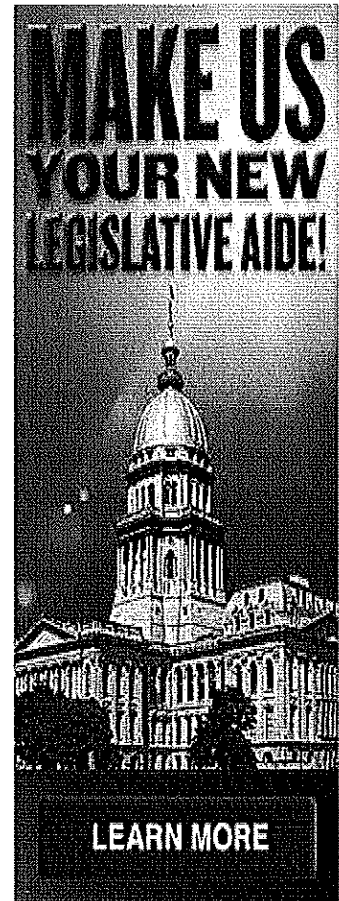
The Social Benefits of Fossil Fuels

This *Policy Brief* by Senior Fellows Joseph Bast and Peter Ferrara documents the many benefits from the historic and still ongoing use of fossil fuels. Fossil fuels are lifting billions of people out of poverty, reducing all the negative effects of poverty on human health, and vastly improving human well-being and safety by powering labor-saving and life-protecting technologies, such as air conditioning, modern medicine, and cars and trucks. Fossil fuels are also dramatically increasing the quantity of food humans produce and improving the reliability of the food supply, directly benefiting human health. Additionally, fossil fuel emissions are contributing to a "Greening of the Earth," benefiting all plants and wildlife.

Budget & Tax

Increasing Vaping Tax Would Hurt New Jerseyans Trying to Quit

In this *Research & Commentary*, Senior Policy Analyst Matthew Glans and State Government Relations Manager Lindsey Stroud examine a new tax on vaping products now under consideration in New Jersey. "Imposing excise taxes on vapor products are not justified from a public health



perspective, and it removes a prime economic incentive for smokers to improve their health by switching to e-cigarettes,” wrote Glans and Stroud.

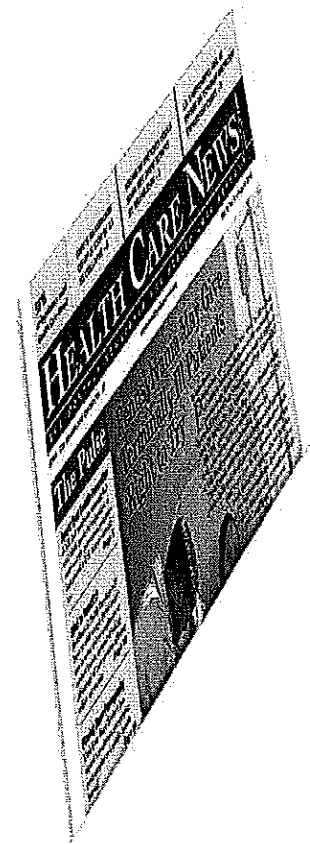
Health Care

Free To Choose Medicine in Japan: A Model for America

In this Heartland *Policy Brief*, Research Director Edward Hudgins examines Japan’s efforts to adopt a Free To Choose Medicine model for cutting-edge tissue based cures. Hudgins also explains why Japan’s success should encourage lawmakers in the United States to adopt a similar model here. “The United States is the world’s leader in medical innovations, but Japan has become the innovative world leader in creating a drug-approval process that quickly makes medical breakthroughs accessible to the patients who need them the most. American policymakers need to learn from the Japanese example to ensure U.S. medical innovators do not lose their competitive edge and that the goal of these innovations is achieved: preventing and curing illnesses,” wrote Hudgins.

From Our Free-Market Friends

Illinois Lawmaker Proposes Making Chicago Its Own State
In this piece published by the Illinois Policy Institute, Joe Kaiser writes about Illinois state Rep. Reggie Phillips’ proposal urging “Congress to take action to declare the City of Chicago the 51st state.” The possibility of Chicago becoming a state was once proposed by state Rep. Bill Mitchell, in 2011. The previous effort proved to be unsuccessful and didn’t gain much support, and this new proposal looks as though it will have the same fate, as it was not voted on prior to the end of the legislative session in May. Kaiser makes the argument that “politicians would be better served focusing on reforms to make the entire state competitive, so which would eliminate the contention between Chicagoans and those in the rest of the state.



In the June issue of *Health Care News*, Zachary Williams reports on the Trump administration's new proposals to lower prescription drug prices. The proposals feature four pillars: improved competition, better negotiation, incentives for lower list prices, and

reducing out-of-pocket costs.

School Reform News

Environment & Climate News

Budget & Tax News

The Heartland Institute



The Heartland Institute, founded in 1984, is a national non-profit organization dedicated to discovering, developing, and promoting free-market solutions to economic and social problems.

Our Websites

The Heartland Institute

PolicyBot

The Freedom Pub

The Parent Trigger

Climate Conference

Manage Your Subscription

This message was sent to rep48@ohiohouse.gov from awilkerson@heartland.org

Heartland Government Relations
The Heartland Institute
3939 North Wilke Road
Arlington Heights, IL 60004

iContact
TRY IT FOR FREE >

From: The Aerospace States Association Briefing
Sent: Tuesday, June 26, 2018 7:58 AM
To: Rep48
Subject: Jun. 26: FAA To Respond To NAC ATM Recommendations

If you are unable to see the message or images below, [click here to view](#)



The Aerospace States Association BRIEFING

In affiliation with



Good morning Kirk Schuring

June 26, 2018

POLICY NEWS - FEDERAL

FAA To Respond To NAC ATM Recommendations.

Air Transport World (6/25, Carey) reports that the "FAA is expected to respond to recommendations of its NextGen Advisory Committee (NAC) to focus air traffic management (ATM) improvements in the US Northeast corridor and to provide enhanced surveillance service in oceanic airspace at the committee's forthcoming June 27 meeting." The meeting agenda "calls for the high-level industry-government group to approve 'Northeast Corridor Phase 2' recommendations to reduce airport congestion and improve flight operations."

AVIATION

Boeing Wins \$14.4 Billion In Orders Ahead Of Farnborough Airshow.

Bloomberg News (6/25, Johnsson, Katz, Kotoky) reports that The Boeing Company "isn't waiting for next month's Farnborough International Airshow to unveil blockbuster aircraft deals," and is "poised to bolster its backlog" with two orders valued at \$14.4 billion announced Monday. Boeing's move breaks from an "industry practice of stockpiling sales for the biggest annual trade expo." A \$5.6 billion Bamboo Airways deal for 20 Boeing 787-9 Dreamliners and an \$8.8 billion Jet Airways deal for 75 Boeing 737 MAX aircraft "underscore the tilt of the aerospace market to Asia, where airlines are stocking up on aircraft to serve a rapidly expanding middle class." The orders also show "that Boeing has access to a wider market in the region beyond China, where it could become an easy target if trade tensions with the US escalate." Order prepayments are forecast to generate around \$5 billion in cash for Boeing this year, up from \$4.5 billion in 2017, according to a research note by Barclays analyst David Strauss.

India's Jet Airways To Purchase 75 Boeing 737 MAX Jets In \$9.7 Billion Deal. Reuters (6/25, Shah) reports that India's Jet Airways announced Monday that it has agreed to purchase 75 Boeing 737 MAX aircraft as the carrier "expands to meet domestic passenger demand in the world's fastest-growing aviation market." In a regulatory filing, Jet indicated that it has signed an agreement to purchase the jets, but "did not say whether the agreement was a formal order or a non-binding memorandum of understanding." The agreement is Jet's third "for Boeing's 737 MAX narrowbody jets over the last one year, taking the total to 225 aircraft." The airline signed a firm order for 75 aircraft in October and in April. At list prices, the new deal could be worth "as much as \$9.7 billion depending on which 737 MAX the airline chooses."

Bloomberg News (6/25, Katz, Kotoky) reports that Jet and its rivals are "expanding fleets as demand for domestic flights surges." SpiceJet has ordered "more than 200 single-aisle aircraft from Boeing," while IndiGo is the "biggest customer for Airbus SE's competing A320neo plane." Jet did not indicate which 737 variant it plans to acquire, but has "historically gone with the best-selling -8 model."

Vietnam's Bamboo Airways To Purchase \$5.6 Billion In Boeing Jets. Reuters (6/25, Banerjee) reports that The Boeing Company announced an agreement Monday to sell 20 widebody jets to Vietnam's Bamboo Airways in a deal valued at \$5.6 billion at list prices. As part of the deal, Bamboo "made a deposit in mid-June to reserve the 787-9 Dreamliners," with likely deliveries from April 2020 through 2021.

Australia To Purchase Six US Triton UAVs In \$5.1 Billion Deal.

Reuters (6/25, Paul) reports that Australia has agreed to buy six US Triton UAVs in order to expand the country's maritime patrols, with an initial investment of \$1 billion for the first UAV. Australian Prime Minister Malcolm Turnbull announced the purchase on Tuesday. The Northrop Grumman-built Tritons will be used alongside Australian P-8A Poseidon aircraft "for long range operations and intelligence gathering, and would improve anti-submarine warfare and marine strike capability." The contract will also cover facility upgrades and support, and Australia will work with the US Navy to "develop, produce and sustain the MQ-4C Triton." Deliveries will begin in mid-2023 and be completed by 2025.

Boeing Wins \$1.7 Billion South Korean P-8 Poseidon Contract.

Reuters (6/25, Kim, Lee) reports that the South Korean military has chosen The Boeing Company to supply maritime patrol aircraft in a deal worth \$1.71 billion, according to a senior Boeing official. The South Korean Defense Acquisition Program Administration (DAPA) separately confirmed the decision to acquire the P-8 Poseidon in a US government foreign military sales purchase. DAPA spokesman Kang Hwan-seok "told a media briefing the decision was made after a comprehensive review of legal aspects, cost, schedule and performance." Airbus and Saab had also promoted their C295 MPA and Swordfish aircraft, but Boeing was awarded the sole-source contract. Boeing's Poseidon has been considered the "likely candidate" due to its features such as its "large payload and distance of flight more than clears South Korea's requirements," according to a military source with direct knowledge of the matter.

Thailand Introduces Elbit Hermes 450 UAV.

Aviation International News (6/25, Chuanren, Pocock) reports that the Royal Thai Army has introduced the Elbit Hermes 450 UAV, becoming the "second Southeast Asian country after Singapore to operate" the UAV. The \$28 million sale consists of four H450 aircraft and a ground control station. According to Elbit Systems, the H450 has now performed "40,000 successful combat missions." Thales UK is separately marketing the "Watchkeeper UAS that it developed from the H450 for the British Army, in cooperation with Elbit."

China Hints At Additional Airbus Purchases.

Reuters (6/25, Yao, Blanchard, Lough, Rose, Trompiz) reports that China told France on Monday that it will "buy more of its farm produce, hinted at future Airbus purchases and pledged to work on market access, shoring up its trade ties with Europe amid the increasing danger of a tariff war with the United States." Chinese Premier Li Keqiang indicated to French Prime Minister Edouard Philippe "that Beijing was planning to buy more planes this year and was ready for further talks with France on obtaining Airbus aircraft." Paris and Airbus have been working to "salvage" a deal with China after French President Emmanuel Macron "returned from Beijing empty-handed in January." Li announced in a joint press conference that despite the blunders, "we are still willing to strengthen cooperation with France's Airbus." In contrast, China has "warned that Boeing could become a casualty if the world's two largest economies fail to halt their slide toward a trade war." Li's remarks appeared to "strengthen the chance of more business for Airbus," although no deal was signed on Monday.

Dedrone Wins First Place In SOCOM Rapid Prototyping Event.

Aviation Week (6/25, Matthews) reports that counter-UAV system developer Dedrone won first place in the third of three "ThunderDrone" rapid prototyping events (RPE) held in collaboration with US Special Operations Command.

UK Minister: Airbus Brexit Warning "Completely Inappropriate."

Reuters (6/24, MacAskill) reported that British government and business leaders "clashed in a deepening row over Brexit on Sunday" as a senior government minister accused companies including Airbus of undermining the country's prime minister. Airbus issued its "strongest warning" to date last week on the "impact of Britain's departure from the European Union," arguing that a "withdrawal without a deal would force it to reconsider its long-term position and put thousands of British jobs at risk." According to British Health Minister Jeremy Hunt, "It was completely inappropriate" for businesses make such threats because the British government is engaged in ongoing discussions with European negotiators.

The Guardian (UK) (6/25, Stewart) reports that British Business Secretary Greg Clark "hit back against anti-business comments by his cabinet colleagues," arguing that companies such as Airbus are "entitled to be listened to with respect" on Brexit. Clark highlighted the "importance of the aerospace sector to the UK economy," calling it "one of the UK's greatest manufacturing strengths."

SPACE

Airbus, Planet Announce Joint Satellite Imagery Collaboration.

Space News (6/25, Henry, Subscription Publication) reports that Planet and Airbus Defense and Space's geospatial division will co-develop imagery products that leverage both companies' satellites under a new partnership that combines the lower resolution but daily global coverage of Planet's cubesat constellation with Airbus' fleet of high-resolution satellites that have more limited coverage." The article briefly mentions that Planet has won at least two contracts from the NGA. According to Planet CEO Will Marshall, the agreement helps to "enable new kinds of applications and services that weren't possible alone." According to Airbus Defence and Space's Intelligence Business Director Francois Lombard, Airbus' Pleiades satellites can capture images at 50-centimeter resolution. Through the German TerraSAR-X "and TanDEM-X satellites and Spain's Paz satellite, Airbus is also able to offer synthetic aperture radar for imaging through clouds and at night." By cross-selling products, the partnership hopes to attract new business for "Planet in Europe and Airbus in the United States."

Viasat Leases Hylas-4 Satellite Capacity From Avanti.

Space News (6/25, Henry, Subscription Publication) reports that Viasat acquired a "quarter of the steerable capacity on Avanti's newest satellite," Hylas-4, on Monday, providing "fresh Ka-band resources the company can use anywhere from the Americas across the Atlantic to the Middle East." Viasat purchased a two-year lease for \$10 million to "support international government applications, according to Ken Peterman, president of Viasat's Government Systems division." Hylas-4 was built by Orbital ATK.

Japan's Hayabusa2 Approaches Ryugu Asteroid, Captures New Images.

The New York Times (6/25, Corum, Subscription Publication) reports that Japan's Hayabusa2 spacecraft is "approaching the asteroid Ryugu and should arrive this week." An image shown in the article was taken "early Sunday from about 25 miles away." Ryugu is thought to contain "water ice and other materials from the early solar system." The mission's plans call for Hayabusa2 to "study Ryugu in detail, drop a small probe and three mini-rovers, touch its surface and return a sample of the asteroid to Earth in 2020."

Techshot Space Contractor Recognized By Vice President Pence.

The AP (6/25) reports that Techshot, a space company from a "small town in southern Indiana," has been "recognized by Mike Pence, the state's former governor and current US vice president." Pence addressed a room of innovators June 18 "during the third meeting of the National Space Council in Washington," and introduced Techshot CEO John Vellinger to the attendees. According to Techshot Vice President of Corporate Advancement Rich Boling, "It was great to get recognition just for this path that we've been pursuing a long time." A Techshot 3D bioprinter is expected to launch to the ISS "next year, with the goal of manufacturing human tissue." Techshot anticipates that the machine may "one day produce food and pharmaceuticals to help in deep space exploration."

Victoria Promotes Aerospace Manufacturing In Space Agency Pitch.

The Australian Associated Press (6/25) reports that the Australian state of Victoria is promoting its "high tech manufacturing sector" as the state promotes itself as the site for the new Australian space agency. Victoria's Industry Minister Ben Carroll will meet with federal Innovation Minister Michaelia Cash on Tuesday on hosting the space agency's headquarters. Some of the "world's biggest names in aerospace" – including The Boeing Company,

Lockheed Martin, BAE Systems, and Thales – already have research, development, and manufacturing facilities in Victoria. According to Carroll, “Victoria has the proven expertise in design and manufacturing, it makes sense for us to be a key player in the new agency.” However, while Victoria and other states “are competing to host the new agency, job ads have put it squarely in Canberra.” The agency is slated to begin operations July 1, and a permanent site for the agency is expected to be determined within the next six months.

MANUFACTURING

Textron To Cease Production Of “Iconic” Cessna Citation X Plus.

The Wichita (KS) Eagle (6/25, Siebenmark) reports that Textron Aviation plans to end production of its “iconic Cessna Citation X Plus, which for two decades was the Wichita plane manufacturer’s biggest and fastest business jet.” The company “confirmed the decision in a statement to the Eagle on Monday morning, adding that it eliminates some crossover with Textron Aviation’s newest jet that’s awaiting type certification.” According to a Textron Aviation statement, despite the Citation X’s “storied heritage,” with the “upcoming entry into service of the Citation Longitude, we are taking the opportunity to minimize overlap within this customer segment” and discontinue production. A Textron Aviation spokesperson added in an email that employees will not be affected by the move. Textron delivered 337 Cessna Citation jets in the first quarter of the year. The Citation X is equipped with Rolls-Royce engines.

STEM EDUCATION

Congress To Consider Several Education Issues This Week.

Politico Morning Education (6/25, Hefling) reports that Congress will hear testimony on “Ca revamp of the federal career and technical education program, a Trump administration proposal to merge the Education and Labor departments and Education Department funding” this week. Moreover, “multiple school safety-related events are scheduled in Washington and outside the Beltway. On top of that, the Supreme Court could rule as early as today on a closely watched case that challenges the fees that public employee unions collect from nonmembers to cover collective bargaining costs.”

MONDAY'S LEAD STORIES

- **Leesburg Executive Airport In Second Phase Of Testing Remote Air Traffic Control Tower.**
- **EU's Commercial UAV Regulations More Restrictive Than US.**
- **Aegean Airlines Signs \$5.8 Billion Deal For 42 Airbus A320neos.**
- **NASA, SpaceX Plan For Early Friday Launch Of Falcon 9 ISS Mission.**
- **Made In Space's Archinaut 3D Printed Satellite Factory To Undergo Thermal Vacuum Testing.**

Subscriber Tools

- [Change Email Address](#)
- [Send Feedback](#)

- [Email Help](#)
- [Archives](#)

Advertise with ASA:

[Larry Thomas](#), 646-290-0453

[Click Here For Media Kit](#) ▶

The Aerospace States Association Briefing is a digest of the most important news selected from thousands of sources by the analysts of Bulletin Media. This service is being provided to quickly disseminate news items of interest to Aerospace States Association members, including state legislators and officials.

This complimentary copy of the Aerospace States Association Briefing was sent to rep48@ohiohouse.gov as part of your membership. To see how we protect our data, or for any questions on data access, view Bulletin Media's privacy policy. Neither Bulletin Media nor the Aerospace States Association is liable for the use of or reliance on any information contained in this briefing.

The Aerospace States Association is an association of state Lt. governors and state government officials fostering state aerospace growth and STEM workforce development. For more information, please see www.aerostates.org or contact GarelickBell@aerostates.org.

Aerospace States Association (ASA) | 107 South West Street, Suite 510 | Alexandria, VA 22314

Copyright © 2018 by Bulletin Media LLC | 11190 Sunrise Valley Drive, Suite 20 | Reston, VA 20191

From: Public Policy Law360
Sent: Wednesday, June 27, 2018 10:19 AM
To: Rep48
Subject: BREAKING: High Court Rules Against Unions In Battle Over Public Worker Fees



Wednesday, June 27, 2018



BREAKING: High Court Rules Against Unions In Battle Over Public Worker Fees

The U.S. Supreme Court on Wednesday held that public-sector workers who aren't union members can't be forced to pay "agency fees" that cover the cost of collective bargaining, overturning 41-year-old precedent that found those fees constitutional and dealing a financial blow to organized labor.

LAW FIRMS

Bredhoff & Kaiser
Kellogg Hansen
Winston & Strawn

COMPANIES

American Federation of State,
County and Municipal Employees
National Right to Work Legal
Defense Foundation

GOVERNMENT AGENCIES

U.S. Supreme Court

Not sure if your firm subscribes? Ask your librarian.

We hope you found this message to be useful.
However, if you'd rather not receive future emails of this sort,
you may unsubscribe [here](#).

Please DO NOT reply to this email. For customer support inquiries, please call +1-646-783-7100 or visit our [Contact Us](#) page.

[Privacy Policy](#)

Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

From: NCSL TODAY
Sent: Wednesday, June 27, 2018 11:07 AM
To: Rep48
Subject: Supreme Court delivers sharp blow to unions

NCSL Today | [Manage your subscription](#)



TOP NEWS June 27, 2018

Supreme Court delivers sharp blow to unions

The New York Times

The Supreme Court on Wednesday dealt a major blow to organized labor. By a 5-to-4 vote, with the more conservative justices in the majority, the court ruled that government workers who choose not to join unions may not be required to help pay for collective bargaining.

Court rules Virginia House districts unconstitutionally racially gerrymandered

Richmond Times-Dispatch

A federal court ruled Tuesday that the Virginia House of Delegates unconstitutionally packed African-American voters into 11 legislative districts and ordered the General Assembly to draw new district lines by Oct. 30.



California lawmakers advance last-minute data privacy bill

Associated Press

California state senators advanced a last-minute internet privacy bill Tuesday ahead of a deadline while acknowledging it would need changes if it becomes law. The bill would let consumers ask companies what personal data they collect and opt out of having their data sold, among other privacy provisions.

Oklahoma voters approve medical marijuana

CNN

The measure requires a medical marijuana license with approval from an Oklahoma Board certified physician, that would be issued by the state's Department of Health. It also establishes a minimum age of 18 for medical marijuana licenses, although younger applicants can get an exception if a parent or guardian, and two doctors sign. **NCSL data cited.**

[NCSL resources on medical marijuana.](#)

California abortion ruling puts other states' laws in doubt

Governing

Supreme Court justices on Tuesday sided with anti-abortion groups in a case over what information crisis pregnancy centers have to give patients.

Kansas conservatives push to restrain state Supreme Court after schools ruling

Webinar Thursday: Federal infrastructure funding - an update while we wait

One of the most talked-about possibilities for federal action in 2018 is a new infrastructure bill that aims to inject what nearly all experts agree is a significant boost of funds for many of our national infrastructure systems.



Webinar Wednesday: Patient barriers to opioid use disorder treatment

Capitol to Capitol: 'In the name of federalism and free markets'

Connect with the new NCSL Events mobile app



Can you track me now? Not without a warrant





In a long-awaited decision in *Carpenter v. United States*, the U.S. Supreme Court held 5-4 that the Fourth Amendment requires the

Wichita Eagle

Calls for a state constitutional amendment to restrain the Kansas Supreme Court are growing louder after the justices ruled again that lawmakers are not adequately funding schools.

government to receive a warrant to obtain cell-site location information.

= A



© National Conference of State Legislatures
Denver: 303-364-7700
Washington: 202-624-5400

[Click here to unsubscribe](#)

7700 East First Place, Denver, CO 80230

From: Morning Consult

Sent: Wednesday, June 27, 2018 4:05 PM

To: Rep48

Subject: Washington Afternoon Update, Presented by T-Mobile: Supreme Court Justice Anthony Kennedy Retiring July 31

WASHINGTON

By Eli Yokley

Top Stories

- Supreme Court Associate Justice Anthony Kennedy, 81, announced he will retire July 31 after 30 years on the high court. His exit will allow President Donald Trump to nominate a second Supreme Court justice and give the president the chance to replace a pivotal swing vote with someone who is more conservative. (The Washington Post)
- The Supreme Court ruled 5-4 that public sector workers who choose not to join a labor union cannot be charged for the cost of collective bargaining. The court's decision overturns a precedent set in 1977 and upends laws in 22 states. (NPR News)
- Lawmakers in the House defeated, in a 121-301 vote, the compromise immigration measure that Republican leaders had hoped would unite moderates and conservatives. The House is now likely to try to pass a narrow bill that would allow families to be detained together when the adults are taken into custody for illegally crossing the border. (USA Today)

SPONSORED BY T-MOBILE

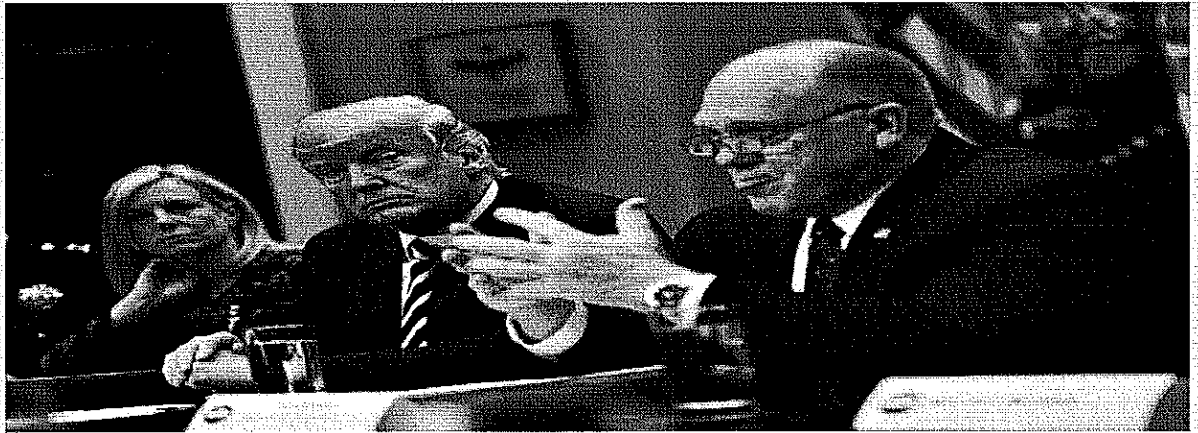
COMPETITION, SUPERCHARGED

The New T-Mobile will take the Un-carrier movement to the next level

The New T-Mobile will have the **scale, spectrum and network to be an even more effective competitor**, challenging larger market players to provide better, stronger service to consumers for lower prices. Learn more: <https://t-mo.co/2MET2OD>

Important investor information: NewT-Mobile.com

More from Morning Consult



President Donald Trump holds a law enforcement roundtable on sanctuary cities in the Roosevelt Room at the White House on March 20, 2018, in Washington, D.C., with Homeland Security Secretary Kirstjen Nielsen and Thomas Homan, acting director of Immigration and Customs Enforcement. (Photo by Kevin Dietsch-Pool/Getty Images)

Most Voters Blame Trump and GOP for State of Immigration Policy



 **MORNING CONSULT**

This email was sent by: Morning Consult
PO Box 27068 Washington, DC, 20038, US

[Manage your email preferences](#)

SUBSCRIBE